REGULAR MEETING OF THE BOARD JANUARY 16-17, 2019

The regular meeting of the Ohio Board of Nursing (Board) was held on January 16-17, 2019 at the Board office located at 17 South High Street, Suite 660, Columbus, Ohio 43215.

On Wednesday, January 16, 2019, at 8:30 a.m., President Patricia Sharpnack called the Board meeting to order, welcomed nursing students and guests, and requested that Board Members introduce themselves. On Thursday, January 17, 2019, at 9:00 a.m., President Patricia Sharpnack called the Board meeting to order. Vice-President Brenda Boggs read the Board mission each day.

BOARD MEMBERS
Patricia Sharpnack, RN, President
Brenda Boggs, LPN, Vice-President
Sandra Ranck, RN, Supervising Member for Disciplinary Matters
Sandra Beidelschies, RN
Matthew Carle, Consumer Member
Barbara Douglas, RN, APRN-CRNA (Absent Wednesday after 10:00 a.m.; Absent Thursday)
Nancy Fellows, RN
Erin Keels, RN, APRN-CNP
Lisa Klenke, RN
Deborah Knueve, LPN
Lauralee Krabill, RN
Daniel Lehmann, LPN (Absent Wednesday after 11:30 a.m.)
Joanna Ridgeway, LPN (Absent Thursday after 9:13 a.m.)

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

ADMINISTRATIVE MATTERS
Board Meeting Overview
On Wednesday, the Board Committee on Advisory Committee Appointments met at 12:00 p.m. On Thursday, Open Forum was scheduled for 10:30 a.m., and because there were no presenters, Executive Session was held at 10:30 a.m.

President Sharpnack adjourned the meeting on Wednesday at 9:13 a.m. and reconvened the meeting at 10:19 a.m. Michelle D. Hutchinson, R.N., was present in the gallery and had indicated she wished to appear before the Board. President Sharpnack asked that Ms. Hutchinson confirm that Ms. Hutchinson had not submitted Objections, regarding a hearing examiner's report and recommendation, or requested to appear
prior to this morning, nor had Ms. Hutchinson notified the State’s Assistant Attorney General (AAG) of her request for an appearance. Ms. Hutchinson confirmed that she had not submitted Objections, did not submit a request for an appearance prior to this morning, and did not notify the AAG of her request for an appearance.

The Board agreed to grant Ms. Hutchinson’s verbal request for an appearance and scheduled it for 11:30 a.m. on Wednesday. President Sharpnack stated that Ms. Hutchinson and the AAG would each have a total of seven minutes to present their remarks at the appearance. Ms. Hutchinson acknowledged that she understood the instructions.

On Wednesday, at 11:30 a.m. the Board meeting was reconvened for the following to address the Board: Michelle Hutchinson, R.N., appearing on her own behalf, and AAG James Wakley.

Approval of Minutes of the November 2018 Meeting
Action: It was moved by Lauralee Krabill, seconded by Matthew Carle, that the Board approve the minutes from the November 2018 Board meeting, as submitted. Motion adopted by a majority vote of the Board members with Sandra Beidelschies and Daniel Lehmann abstaining.

Executive Director Report
Director Houchen highlighted the following from the Executive Director Report:

- The Board welcomed new staff, Andrew Bouza, Enforcement Agent, and Marcia Stephenson, Licensure Unit Supervisor. Director Houchen announced that Abigail Barr will oversee the Licensure Unit and work with Ms. Stephenson.

- Renewal for dialysis technicians and the community health workers began January 2, 2019 for over 2,000 certificate holders. Over the last several months the Board hosted several meetings with the Ohio Department of Administrative Services’ Office of Information Technology to resolve technical issues within the Ohio eLicense system.

Fiscal Report
Jennifer Kahle, Financial Manager, presented the Fiscal Report for the second quarter of Fiscal Year 2019. The Legislative Service Commission Report for Fiscal Year 2018 for Occupational Licensing and Regulatory Boards was also presented to the Board.

Legislative Report
Tom Dilling reviewed the legislative memorandum. The 133rd General Assembly (GA) is now in session, but no bills have been introduced. He stated that at the end of the last GA, there was an amendment to HB 119 to add the term “substance use disorder” to replace references to “chemical dependency” previously found in the Nurse Practice Act. The amendment was added at the Board’s request and is consistent with terminology used in administrative rules and the current “Diagnostic and Statistical Manual of Mental Disorders” (DSM-5).
T. Dilling reported that a proposed amendment about licensure boards was introduced as part of SB 255, but specific provisions applicable to the Nursing Board were not included in the final bill. Director Houchen reviewed how the proposed amendment would have impacted the composition of the Board and the Advisory Committee on Advanced Practice Registered Nursing.

**EXECUTIVE SESSION**
On Thursday, January 17, 2019:

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that the Board go into Executive Session to discuss pending or imminent court action with legal counsel. A roll call vote was taken, and the Board unanimously voted to go into Executive Session with the following members present and voting: S. Beidelschies, L. Krabill, E. Keels, S. Ranck, D. Lehmann, N. Fellows. D. Knueve, L. Klenke, M. Carle, P. Sharpnack, B. Boggs. The Board entered Executive Session at 10:30 a.m., and reported out at 10:54 a.m.

**APPROVALS**
**Nursing Education Programs – Approval Status**

- **American Institute of Alternative Medicine Practical Nursing Education Program**
  - **No Action:** The Program will remain on Provisional approval by operation of Rule 4723-5-23(B), OAC.

- **American Institute of Alternative Medicine Registered Nursing Program**
  - **No Action:** The Program will remain on Provisional approval by operation of Rule 4723-5-23(B), OAC.

- **Bryant and Stratton (Akron Campus), Licensed Practical Nursing Program**
  - **Action:** It was moved by Brenda Boggs, seconded by Barbara Douglas, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Bryant and Stratton (Akron Campus), Licensed Practical Nursing Program for a period of five years. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

- **Hiram College, Department of Nursing, Baccalaureate Nursing Education Program**
  - **Action:** It was moved by Erin Keels, seconded by Sandra Ranck, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Hiram College, Department of Nursing, Baccalaureate Nursing Education Program for a period of five years. It was further moved that the Program submit a progress report to the Board on or before November 1, 2019. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

- **Mid-East Career and Technology Centers Diploma RN Program**
  - **Action:** It was moved by Sandra Ranck, seconded by Lisa Klenke, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Mid-East Career and Technology Centers Diploma RN Program for a period of five years. Motion adopted by a
majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

Ohio Valley College of Technology School of Nursing Associate Degree in Nursing

**Action:** It was moved by Daniel Lehmann, seconded by Joanna Ridgeway, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Ohio Valley College of Technology School of Nursing Associate Degree in Nursing for a period of five years. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

Portage Lakes Career Center-W. Howard Nicol School of Practical Nursing

**Action:** It was moved by Joanna Ridgeway, seconded by Nancy Fellows, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Portage Lakes Career Center-W. Howard Nicol School of Practical Nursing for a period of five years. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

Richard Medical Academy (PN program)

**Action:** It was moved by Nancy Fellows, seconded by Barbara Douglas, that the Board continue Provisional approval, in accordance with Rule 4723-5-04(B)(3), OAC, for Richard Medical Academy (PN program) for a period of one year. It was further moved that the Program submit a progress report to the Board on or before August 8, 2019. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

The STEM Academy of Lawrence County at Collins Career Technical Center LPN Program

**Action:** It was moved by Barbara Douglas, seconded by Deborah Knueve, that the Board continue Full approval, which expires in May 2022, of The STEM Academy of Lawrence County at Collins Career Technical Center LPN Program, in accordance with Rule 4723-5-04, OAC. Motion adopted by a majority vote of the Board members with Sandra Beidelschies, Lauralee Krabill and Patricia Sharpnack abstaining.

Training Programs

FMCNA-East Division Education Dept. Fairfield

**Action:** It was moved by Deborah Knueve, seconded by Lisa Klenke, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, FMCNA-East Division Education Dept. Fairfield for a period of two years. Motion adopted by unanimous vote of the Board members.

Ohio University Community Health Worker Training Program

**Action:** It was moved by Lisa Klenke, seconded by Matthew Carle, that the Board re-approve in accordance with Rule 4723-26-14, OAC, Ohio University Community Health Worker Training Program for a period of two years. Motion adopted by unanimous vote of the Board members.
Sinclair Community College Community Health Worker Training Program

**Action:** It was moved by Matthew Carle, seconded by Brenda Boggs, that the Board re-approve in accordance with Rule 4723-26-14, OAC, Sinclair Community College Community Health Worker Training Program for a period of two years. Motion adopted by a majority vote of the Board members with Daniel Lehmann abstaining.

RN & Associates, LLC

**Action:** It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that the Board re-approve, in accordance with 4723-27-07, OAC, RN & Associates, LLC for a period of two years. Motion adopted by unanimous vote of the Board members.

Retroactive Approvals for Licensees and Certificate Holders

**Action:** It was moved by Brenda Boggs, seconded by Lisa Klenke, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary permits, initially issued by the Board November 1, 2018 through December 31, 2018, to the following: registered nurses; licensed practical nurses; APRN-CRNAs; APRN-CNPAs; APRN-CNSs; APRN-CNMAs; Ohio certified dialysis technicians; dialysis technician interns; community health workers; and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

**ADJUDICATION AND COMPLIANCE**

On Thursday, January 17, 2019, Patricia Sharpnack requested that each voting Board member verify that they reviewed in depth all materials pertaining to these matters by saying “yes” or “no” and that any Board member who did not review the materials abstain from voting on the matters.

**Board Actions**

**NOTICES OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Erin Keels, seconded by Lisa Klenke, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Franko, Molly, R.N. 401767 (CASE #18-5727); Rimmer, Angelique, P.N. 140685 (CASE #18-6416); Foresha, Stephanie, R.N. 435002, P.N. 145312 (CASE #18-5781); Johnson, Twyna, R.N. 304184 (CASE #18-2018); Ash, Jennifer, P.N. 151632 (CASE #18-6538); Cancila, Janie, R.N. 389526, P.N. 148073 (CASE #18-6420); Ford-Delay, Katie, P.N. 142010 (CASE #18-2054); Bradford, Kimberly, R.N. 424604 (CASE #18-0397); Long, Ilisa, P.N. NCLEX (CASE #18-5175); Hunt, Bobby, P.N. 160809 (CASE #18-5370); Szymanski, Christy, P.N. 126089 (CASE #18-3675); Peterson, Diane, R.N. 323528, P.N. 110474 (CASE #18-5336); Hartley, Elizabeth, R.N. 386457, P.N. 126843 (CASE #18-7040); Sutton, Jessica, P.N. 137453 (CASE #18-2773); Cohoon, Carolyn, R.N. 387338, P.N. 145021 (CASE #18-5126); Sheridan, Courtney, P.N. 164331 (CASE #18-2514); McCue, Matthew, P.N. 111037 (CASE #18-6499); Mahaney, William, R.N. 332074 (CASE #18-5714); Ferguson, Zachary, R.N. 373218 (CASE #18-6546); Adeoye, Foluke, R.N. 381385 (CASE #18-4636); Papich, Melissa, P.N. 122837 (CASE #
IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Isgro, Sandra, P.N. 154566 (CASE #18-4801); Eades, Molly, R.N. 366260 (CASE #18-5610); Ritze, Bryan, R.N. 356539 (CASE #18-7401); Holcomb, Stacy, P.N. 134915 (CASE #18-4803); Gough, Julie, P.N. 164191 (CASE #18-2254).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.
AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Daniel Lehmann, seconded by Nancy Fellows, that the Board issue a Notice of Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Henderson, Amanda, R.N. 454312 (CASE #18-6760); Starrett, Amanda, P.N. 131330 (CASE #18-6779); Norris, Donald, P.N. 164562 (CASE #18-7042); Wallace, Lisa, D.T. 000729 (CASE #18-5656); Cruz, Sarah, P.N. 166277 (CASE #18-7406); Taylor, Stephanie, P.N. 150727 (CASE #18-4867); Howard, Mary, R.N. 331073 (CASE #18-7111); Fry, Melissa, R.N. 357423 (CASE #18-6649); Bryant, Timothy, DTI 005760 (CASE #18-7023); Bricker, Brandi, R.N. 341483 (CASE #18-7371); Wears, Tonya, P.N. 108768 (CASE #19-0043); Hice, Jeffrey, R.N. 308432 (CASE #19-0005); Sauer, Stephanie, R.N. 380936, P.N. 135841 (CASE #18-7146); Stover, Lori, R.N. 332470 (CASE #18-7262); Anderson, Laura, R.N. 286413 (CASE #18-7404).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

POST IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING

Action: It was moved by Nancy Fellows, seconded by Deborah Knueve, that the Board issue a Post Immediate Suspension and Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case:

Ackley, Tammy, P.N. 120662 (CASE #18-5608); Toth, Sarah, P.N. 138535 (CASE #18-2255); McCormack, Paul, R.N. 353020 (CASE #18-2640).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

The Immediate Suspension Notice for this case had already been issued by the time the Notice of Opportunity for Hearing was approved during the meeting.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by Deborah Knueve, seconded by Lisa Klenke, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Persell, Kathy, R.N. 391015 (CASE #18-5252); Peterson, Sharla, R.N. 436749 (CASE #18-5020); Bailey, Kenneth, R.N. 297107 (CASE #17-7539).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.
CONSENT AGREEMENTS

**Action:** It was moved by Lisa Klenke, seconded by Matthew Carle, that the Board approve the Consent Agreements for violations of Chapter 4723, ORC entered into by and between the Board in the following case(s):

Sprosty, Robert, R.N. 201095 (CASE #18-3604); Turay, Mona, R.N. NCLEX (CASE #18-5754); Ncube, Barbara, P.N. 134938 (CASE #18-3793); Noll, Brittany, P.N. 114431 (CASE #18-2320); Himes, Suzanne, R.N. 255821 (CASE #17-6367); Louis, Marilyn, R.N. 184884 (CASE #17-6714); Brown, Kelly, R.N. 362875 (CASE #17-6501); Dunn, Savannah, P.N. 144279 (CASE #18-1716); Ulics, Judy, R.N. 250538 (CASE #18-0951); Taylor, Shasme, P.N. 089813 (CASE #16-6878); Dayton, Kolleen, R.N. 263301, APRN-CNP 05431 (CASE #17-6713); McCleskey, Ashley, P.N. 161177 (CASE #18-3240); Paraon, Ma Jessica, R.N. 345095 (CASE #16-1832); Fayson-Robbins, Latonya, P.N. 137590 (CASE #18-5504); Doan, Rachel, R.N. 407812 (CASE #17-0713); Harper, Megan, R.N. 393343 (CASE #17-1968); Oguntuyi, Christianah, R.N. 410356, P.N. 144071 (CASE #18-1919); Russell, Kiara, P.N. 150085 (CASE #17-6561); Dudley, Sheena, P.N. 162035 (CASE #18-2034); Dubose, Austi, P.N. 140117 (CASE #18-2663); Barton, Ciara, P.N. 164863 (CASE #18-0762); Hicks, Roger, P.N. 077816 (CASE #18-4266); Adams, Tonya, P.N. 120188 (CASE #16-4211); Elliott, Amber, R.N. 286804 (CASE #18-1063); Murphy, Tammy, R.N. 233820, P.N. 075291, APRN-CNP 12550 (CASE #17-3578); Beecher, Darryl, P.N. 160477 (CASE #18-5982); Reddick, Stormy, R.N. 445442 (CASE #18-5085); Conkle, Sheliegh, P.N. 111896 (CASE #18-6990); Spillers, Shellie, R.N. endorse (CASE #18-5042); Appiah-Boateng, George, P.N. 145371 (CASE #18-0135); Gifford, Brian, R.N. 329467 (CASE #18-2472); Oliver, Lahoma, R.N. 378647, P.N. 141048 (CASE #18-1060); McCann, Jennifer, P.N. 150814 (CASE #18-0158); Nickel, Elizabeth, R.N. 386056 (CASE #18-0850); Lee, Sheena, R.N. 380597, P.N. 133447, APRN-CNP 020753 (CASE #18-1839); Havens, Holly, P.N. 155590 (CASE #18-0374); Stoops, Tiffany, P.N. 162890 (CASE #18-4841); Snider, Gwen, R.N. 409644 (CASE #18-5968); Burga, Tracy, R.N. 316982 (CASE #18-5306); Durden, Alexis, R.N. NCLEX (CASE #18-3879); Hughes, Leonard, R.N. 363346 (CASE #18-4812); Caserta, Amy, R.N. 454311 (CASE #18-6692); Bennett, Eric, R.N. 314669 (CASE #18-1637); Roof, Christine, R.N. 320173 (CASE #18-4966); Dine, Jennifer, R.N. 315633 (CASE #18-0267); VanGelder, Tamela, P.N. 167265 (CASE #18-0475); Schulze, Amber, R.N. 445287 (CASE #18-1732); Peterson, Eugenia, R.N. 306869, APRN-CNP 18179 (CASE #18-1004); Jenkins, Keith, R.N. 442040, APRN-CNP 021771 (CASE #18-2117); Romanini, Robin, P.N. 089993 (CASE #18-0388); Morris, Ashley, R.N. 407944 (CASE #18-3639); Bradshaw, Amber, P.N. 110125 (CASE #17-5892); Glover, Caroline, R.N. NCLEX (CASE #17-6695); Kisner, Craig, R.N. 359484 (CASE #18-3464); Brown, Jamie, R.N. endorse (CASE #18-6308); Danals, Laura, R.N. 204801, APRN-CNS 01923, APRN-CNP applicant (CASE #18-0253); Church, Kristee, R.N. 260055 (CASE #19-0130); Adkins, Rebecca, R.N. 282637 (CASE #18-7108); Schultz, George, R.N. 399637 (CASE #18-0216); Schmees, Megan, R.N. NCLEX (CASE #18-5453); Holbrook, Mary Ann, R.N. 197768, APRN-CRNA applicant (CASE #18-7475); Evans, Jennifer, P.N. NCLEX (CASE #18-5287); North, Rachael, P.N. 145307 (CASE #18-3932); Saghafi, Jaleh, R.N. 234512 (CASE #18-2677); Hoffart, Jamie, R.N. 424831 (CASE #17-5978); Durham, Crystal, R.N. 207663 (CASE #18-3902).
Sandra Beidelschies voted no on Turay, Mona, R.N. NCLEX (CASE #18-5754), Murphy, Tammy, R.N. 233820, P.N. 075291, APRN-CNP 12550 (CASE #17-3578), and Evans, Jennifer, P.N. NCLEX (CASE #18-5287); Matthew Carle abstained on Harper, Megan, R.N. 393343 (CASE #17-1968); Erin Keels voted no on Schultz, George, R.N. 399637 (CASE #18-0216); and abstained on Doan, Rachel, R.N. 407812 (CASE #17-0713), Elliott, Amber, R.N. 286804 (CASE #18-1063), and Schulze, Amber, R.N. 445287 (CASE #18-1732); Daniel Lehmann voted no on Sprosty, Robert, R.N. 201095 (CASE #18-3604), Ncube, Barbara, P.N. 134938 (CASE #18-3793), Hicks, Roger, P.N. 077816 (CASE #18-4266), Stoops, Tiffany, P.N. 162890 (CASE #18-4841), and Snider, Gwen, R.N. 409644 (CASE #18-5968); Patricia Sharpnack voted no on Brown, Jamie, R.N. endorse (CASE #18-6308).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

HEARING EXAMINER’S REPORT AND RECOMMENDATION
Crum, Jason L., P.N. 140807 (CASE #17-3525; #17-2206)

Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation, and that MR. CRUM’s license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MR. CRUM’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MR. CRUM’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MR. CRUM’s license if MR. CRUM submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MR. CRUM shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the
practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. CRUM, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. CRUM’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. CRUM’s completed criminal records check, including the FBI check, is received by the Board.

**Educational Requirements**

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: ten (10) hours Medication Administration and Documentation; ten (10) hours Chemical Dependency and Substance Abuse; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

6. **Within three (3) months immediately prior to requesting reinstatement,** at MR. CRUM’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. MR. CRUM shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MR. CRUM should abstain from alcohol, any additional restrictions that should be placed on MR. CRUM’s license, and a statement as to whether MR. CRUM is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. CRUM’s license.

**Monitoring**

8. Abstain completely from 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. CRUM’s history. MR. CRUM shall self-administer the prescribed drugs only in the manner prescribed.

9. **If recommended by the chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at MR. CRUM’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. CRUM’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such 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. CRUM shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. CRUM.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. CRUM, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

      ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

      iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

      iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. CRUM and submit the report
directly to the Board.

11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MR. CRUM’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MR. CRUM’s** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

**MR. CRUM** shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

**Evaluations**

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MR. CRUM’s** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. **MR. CRUM** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MR. CRUM** should abstain from alcohol, any additional restrictions that should be placed on **MR. CRUM’s** license, and a statement as to whether **MR. CRUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a chemical dependency evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. CRUM’s** license.

**Monitoring**

5. Abstain completely from 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. CRUM’s** history. **MR. CRUM** shall self-administer prescribed drugs only in the manner prescribed.
6. **If recommended by the chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

7. Submit, at his expense, and on the day selected, blood, breath, hair 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. CRUM** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. CRUM**.

**MR. CRUM** shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. CRUM and** submit the report directly to the Board.

8. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. CRUM** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MR. CRUM’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.
LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. CRUM’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MR. CRUM shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. CRUM to provide nursing services for fees, compensation, or other consideration or who engage MR. CRUM as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MR. CRUM shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. CRUM’s suspension shall be lifted and MR. CRUM’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MR. CRUM has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. CRUM via certified mail of the specific nature of the charges and automatic suspension of MR. CRUM’s license. MR. CRUM may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. CRUM has complied with all aspects of this Order; and (2) the Board determines that MR. CRUM is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. CRUM and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. CRUM does not work in a position within the State of Ohio for which a license to practice
nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Ficere, Amanda Elizabeth, R.N. 314860 (CASE #17-3039)

**Action:** It was moved by Erin Keels, seconded by Lauralee Krabill, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation and that the Board's March 22, 2018 Default Order is upheld, and that **MS. FICERE’s** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time effective March 22, 2018, with the conditions for reinstatement as set forth in the March 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

McCormick, Brendan James, R.N. 258409 (CASE #17-6648)

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation and that **MR. MCCORMICK’s** license to practice nursing as a registered nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Trimble, Nikita M., P.N. 160825 (CASE #18-0694)

**Action:** It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner’s Report and Recommendation, and that **MS. TRIMBLE’s** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. TRIMBLE’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Practice Restrictions**, set forth below.
The rationale for the modification is the following: The Board in its expertise determined that an indefinite suspension of at least two (2) years, followed by a stayed suspension with probationary terms and restrictions for at least three (3) years, will adequately protect the public.

**SUSPENSION OF LICENSE**

*MS. TRIMBLE’s* license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate *MS. TRIMBLE’s* license if *MS. TRIMBLE* submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

*MS. TRIMBLE* shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of *MS. TRIMBLE*, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit *MS. TRIMBLE’s* criminal records check to the Board. The Board will not consider a request for reinstatement until *MS. TRIMBLE’s* completed criminal records check, including the FBI check, is received by the Board.

**Evaluations**

5. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at *MS. TRIMBLE’s* expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. *MS. TRIMBLE* shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses,
recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. TRIMBLE’s license, and a statement as to whether MS. TRIMBLE is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. **If a chemical dependency evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. TRIMBLE’s license.

**Monitoring**

7. Abstain completely from 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. TRIMBLE’s history. MS. TRIMBLE shall self-administer the prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement,** submit, at MS. TRIMBLE’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. TRIMBLE’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. TRIMBLE shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. TRIMBLE.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. TRIMBLE, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:
i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. TRIMBLE and submit the report directly to the Board.

Reporting Requirements for Suspension Period

10. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

11. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

12. Submit any and all information that the Board may request regarding MS. TRIMBLE’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

13. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

14. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

15. Verify that the reports and documentation required by this Order are received in the Board office.

16. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.
17. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. TRIMBLE’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. TRIMBLE shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Evaluations

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. TRIMBLE’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. MS. TRIMBLE shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. TRIMBLE’s license, and a statement as to whether MS. TRIMBLE is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. TRIMBLE’s license.

Monitoring

5. Abstain completely from 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. TRIMBLE’s history. MS. TRIMBLE shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.

7. Submit, at her expense, and on the day selected, blood, breath, hair 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. TRIMBLE shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. TRIMBLE.

MS. TRIMBLE shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. TRIMBLE and submit the report directly to the Board.

Employment Conditions

8. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

9. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. TRIMBLE does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

10. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.
11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **Ms. TRIMBLE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, **Ms. TRIMBLE’s** license is subject to the following License Restrictions:
Temporary Practice Restrictions

MS. TRIMBLE shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. TRIMBLE to provide nursing services for fees, compensation, or other consideration or who engage MS. TRIMBLE as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MS. TRIMBLE shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. TRIMBLE’s suspension shall be lifted and MS. TRIMBLE’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. TRIMBLE has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. TRIMBLE via certified mail of the specific nature of the charges and automatic suspension of MS. TRIMBLE’s license. MS. TRIMBLE may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. TRIMBLE has complied with all aspects of this Order; and (2) the Board determines that MS. TRIMBLE is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. TRIMBLE and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. TRIMBLE does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Duff, Ryan Lee, R.N. 402964 (CASE #18-1592; #18-1578)

**Action:** It was moved by Erin Keels, seconded by Lauralee Krabill, that the Board admit the entirety of the 13-page attachment to the State’s Motion to Supplement the Record
into the record as additional evidence, as Hearing Examiner’s Exhibit B omitted some of the pages. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that MR. DUFF’s license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, MR. DUFF’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MR. DUFF’s license is suspended for an indefinite period of time.

The Board may reinstate MR. DUFF’s license if MR. DUFF submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MR. DUFF shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. DUFF, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. DUFF’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. DUFF’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of his full compliance with the requirements imposed by the Guernsey County Court of Common Pleas in Case Number 16-CR-246.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful
completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: ten (10) hours Chemical Dependency and Substance Abuse; five (5) hours Ethics; five (5) hours Veracity; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

7. **Within three (3) months immediately prior to requesting reinstatement**, at MR. DUFF’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. MR. DUFF shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MR. DUFF should attend weekly support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on MR. DUFF’s license, and a statement as to whether MR. DUFF is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. DUFF’s license.

Monitoring

9. Abstain completely from 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. DUFF’s history. MR. DUFF shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at MR. DUFF’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. DUFF’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens
submitted by MR. DUFF shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. DUFF.

a. **Prior** to initiating drug screening:
   
   i. Provide a copy of this Order to all treating practitioners;
   
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. DUFF, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:
   
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. DUFF and submit the report directly to the Board.

12. If **recommended by the chemical dependency evaluation**, begin attending a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding MR. DUFF's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MR. DUFF’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MR. DUFF shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of his full compliance with the requirements imposed by the Guernsey County Court of Common Pleas in Case Number 16-CR-246.

**Evaluations**

4. Upon the request of the Board or its designee and within sixty (60) days of
that request, at MR. DUFF’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. MR. DUFF shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MR. DUFF should attend weekly support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on MR. DUFF’s license, and a statement as to whether MR. DUFF is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. DUFF’s license.

**Monitoring**

6. Abstain completely from 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. DUFF’s history. MR. DUFF shall self-administer prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. Submit, at his expense, and on the day selected, blood, breath, hair 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. DUFF shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. DUFF.

**MR. DUFF shall:**

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. DUFF and submit the report directly to the Board.

9. If recommended by the chemical dependency evaluation, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. DUFF does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. Submit any and all information that the Board may request regarding MR. DUFF's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. DUFF’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**Temporary Practice Restrictions**

MR. DUFF shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. DUFF to provide nursing services for fees, compensation, or other consideration or who engage MR. DUFF as a volunteer; or (4) as an independent contractor or for locum tenens assignments.
MR. DUFF shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. DUFF’s suspension shall be lifted and MR. DUFF’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MR. DUFF has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. DUFF via certified mail of the specific nature of the charges and automatic suspension of MR. DUFF’s license. MR. DUFF may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. DUFF has complied with all aspects of this Order; and (2) the Board determines that MR. DUFF is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. DUFF and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. DUFF does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Hutchinson, Michelle D., R.N. 312572 (CASE #18-0957)
Action: It was moved by Lauralee Krabill, seconded by Sandra Beidelschies, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation and that MS. HUTCHINSON’s license to practice nursing as a registered nurse be REPRIMANDED.

MS. HUTCHINSON shall:

1. Within six (6) months of the effective date of this Order, MS. HUTCHINSON shall pay the fine of five hundred dollars ($500.00), by certified check, cashier check, or money order, made payable to the “Treasurer, State of Ohio,” to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio
Within six (6) months of the effective date of this Order, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: four (4) hours Professional Accountability and Legal Liability; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

Michelle Hutchinson was present to hear the vote.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

McKinney, Katrina Leona (fka “Katrina Leona Perry”), R.N. 408133, P.N. 123644 (CASE #18-2288)

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation and that MS. MCKINNEY’s licenses to practice nursing as a registered nurse and licensed practical nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Casagrande, Joseph Frank, R.N. 364785 (CASE #15-4369)

Action: It was moved by Daniel Lehmann, seconded by Deborah Knueve, that the Board redact a patient’s name from page 74 of State’s Exhibit 9 to preserve patient confidentiality, according to Section 4723.28(I), ORC. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner’s Report and Recommendation and that MR. CASAGRANDE’s license to practice nursing as a registered nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
BOARD HEARING PANEL
Browning, Amy Lynn, R.N. 237161 (CASE #18-0974; #18-0635)
Action: It was moved by Nancy Fellows, seconded by Daniel Lehmann, that the Board accept all of the Findings of Fact and Conclusions, and the Recommendation in the Board Hearing Committee’s Report and Recommendation, and that MS. BROWNING’s license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, MS. BROWNING’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

SUSPENSION OF LICENSE

MS. BROWNING’s license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate MS. BROWNING’s license if MS. BROWNING submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. BROWNING shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. BROWNING, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. BROWNING’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. BROWNING’s completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier
check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorder; four (4) hours Emotional Intelligence; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

**Evaluations**

7. Upon the request of the Board or its designee and within sixty (60) days of that request, at **MS. BROWNING’s** expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. BROWNING** shall provide the mental health evaluator with a copy of this Order. **MS. BROWNING** shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BROWNING’s** license, and a statement as to whether **MS. BROWNING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. If a mental health evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. BROWNING’s** license.

9. Within ninety (90) days immediately prior to requesting reinstatement, at **MS. BROWNING’s** expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. BROWNING’s** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. BROWNING’s** comprehensive physical examination and with a comprehensive assessment regarding **MS. BROWNING’s** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. BROWNING** shall provide the Board approved physician with a copy of this Order. **MS. BROWNING** shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes
diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. BROWNING’s license, and stating whether MS. BROWNING is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

10. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. BROWNING’s license.

11. Within ninety (90) days immediately prior to requesting reinstatement, at MS. BROWNING’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. MS. BROWNING shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. BROWNING’s license, and a statement as to whether MS. BROWNING is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

12. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. BROWNING’s license.

Monitoring

13. Abstain completely from 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. BROWNING’s history. MS. BROWNING shall self-administer the prescribed drugs only in the manner prescribed.

14. Abstain completely from the use of alcohol or any products containing alcohol.

15. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. BROWNING's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. BROWNING’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. BROWNING shall be negative, except for substances
prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. BROWNING.

a. **Prior** to initiating drug screening:

   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. BROWNING, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. BROWNING and submit the report directly to the Board.

16. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

17. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

18. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
19. Submit any and all information that the Board may request regarding MS. BROWNING’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

20. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

21. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

22. Verify that the reports and documentation required by this Order are received in the Board office.

23. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

24. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. BROWNING’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. BROWNING shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Evaluations

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. BROWNING’s expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, MS. BROWNING
shall provide the mental health evaluator with a copy of this Order. **MS. BROWNING** shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BROWNING**'s license, and a statement as to whether **MS. BROWNING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a mental health evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. BROWNING**'s license.

5. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. BROWNING**'s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order. **MS. BROWNING** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BROWNING**'s license, and a statement as to whether **MS. BROWNING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. **If a chemical dependency evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. BROWNING**'s license.

**Monitoring**

7. Abstain completely from 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. BROWNING**'s history. **MS. BROWNING** shall self-administer prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. Submit, at her expense, and on the day selected, blood, breath, hair 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. BROWNING shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. BROWNING.

MS. BROWNING shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. BROWNING and submit the report directly to the Board.

10. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

11. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

12. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. BROWNING does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

13. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.
14. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

15. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

18. Submit any and all information that the Board may request regarding MS. BROWNING’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

19. 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.

20. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH  43215-3466

21. Verify that the reports and documentation required by this Order are received in the Board office.

22. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. BROWNING’s license is subject to the following License Restrictions:
Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. BROWNING shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. BROWNING to provide nursing services for fees, compensation, or other consideration or who engage MS. BROWNING as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Failure to Comply

The stay of MS. BROWNING’s suspension shall be lifted and MS. BROWNING’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. BROWNING has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. BROWNING via certified mail of the specific nature of the charges and automatic suspension of MS. BROWNING’s license. MS. BROWNING may request a hearing regarding the charges.

Duration

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. BROWNING has complied with all aspects of this Order; and (2) the Board determines that MS. BROWNING is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. BROWNING and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. BROWNING does not work in a position within the State of Ohio for which a license to
practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Beidelschies, Brenda Boggs, Lisa Klenke, and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

NO REQUEST FOR HEARING
Jansen, Carole E., R.N. 145518 (CASE #18-3493)
Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the charges stated against CAROLE E. JANSEN in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. JANSEN has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. JANSEN’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, MS. JANSEN’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

SUSPENSION OF LICENSE

MS. JANSEN’s license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate MS. JANSEN’s license if MS. JANSEN submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. JANSEN shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII)
to conduct a criminal records check of MS. JANSEN, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. JANSEN’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. JANSEN’s completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: two (2) hours of Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

7. Within ninety (90) days immediately prior to requesting reinstatement, at MS. JANSEN’s expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, MS. JANSEN shall provide the mental health evaluator with a copy of this Order and the Notice. MS. JANSEN shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. JANSEN’s license, and a statement as to whether MS. JANSEN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. JANSEN’s license.

9. Within ninety (90) days immediately prior to requesting reinstatement, at MS. JANSEN’s expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating MS. JANSEN’s fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of MS. JANSEN’s comprehensive physical examination and with a comprehensive assessment regarding MS. JANSEN’s fitness for duty and safety to practice
nursing as a registered nurse. Prior to the examination, MS. JANSEN shall provide the Board approved physician with a copy of this Order and the Notice. MS. JANSEN shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. JANSEN's license, and stating whether MS. JANSEN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

10. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. JANSEN's license.

Reporting Requirements for Suspension Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. JANSEN's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. JANSEN’s license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. JANSEN shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Employment Conditions

3. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

4. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. JANSEN does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

5. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

6. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

7. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

10. Submit any and all information that the Board may request regarding MS. JANSEN’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

11. 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.

12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

13. Verify that the reports and documentation required by this Order are received in the Board office.

14. Inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

The stay of MS. JANSEN’s suspension shall be lifted and MS. JANSEN’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. JANSEN has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. JANSEN via certified mail of the specific nature of the charges and automatic suspension of MS. JANSEN’s license. MS. JANSEN may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. JANSEN has complied with all aspects of this Order; and (2) the Board determines that MS. JANSEN is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. JANSEN and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. JANSEN does not work in a position within the State of Ohio for which a license to
practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Prather, Michelle R., R.N. 345830 (CASE #18-4872; #18-2297)

**Action:** It was moved by Deborah Knueve, seconded by Lisa Klenke, that upon consideration of the charges stated against MICHELLE R. PRATHER in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. PRATHER has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. PRATHER’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, MS. PRATHER’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

**SUSPENSION OF LICENSE**

MS. PRATHER’s license is suspended for an indefinite period of time.

The Board may reinstate MS. PRATHER’s license if MS. PRATHER submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. PRATHER shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. PRATHER, including a check of
Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. PRATHER's criminal records check to the Board. The Board will not consider a request for reinstatement until MS. PRATHER's completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Consent Agreement for Surrender accepted by the Maine Board of Nursing, dated March 19, 2018, and that her Maine license is current, valid and unrestricted.

**Reporting Requirements for Suspension Period**

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

8. Submit any and all information that the Board may request regarding MS. PRATHER's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

10. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    **Compliance Unit**
    **Ohio Board of Nursing**
    **17 South High Street, Suite 660**
    **Columbus, OH  43215-3466**

11. Verify that the reports and documentation required by this Order are received in the Board office.

12. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

13. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. PRATHER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. PRATHER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Employment Conditions

3. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

4. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. PRATHER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

5. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

6. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

7. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

10. Submit any and all information that the Board may request regarding MS. PRATHER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

11. 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.

12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

13. Verify that the reports and documentation required by this Order are received in the Board office.

14. Inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

**FAILURE TO COMPLY**

The stay of MS. PRATHER’s suspension shall be lifted and MS. PRATHER’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. PRATHER has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. PRATHER via certified mail of the specific nature of the charges and automatic suspension of MS. PRATHER’s license. MS. PRATHER may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. PRATHER has complied with all aspects of this Order; and (2) the Board determines that MS. PRATHER is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. PRATHER and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. PRATHER does not work in a position within the State of Ohio for which a license to
practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Martin, Kristi Nicole, P.N. 147901 (CASE #17-6938)

**Action:** It was moved by Lisa Klenke, seconded by Matthew Carle, that upon consideration of the charges stated against KRISTI NICOLE MARTIN in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. MARTIN has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. MARTIN's license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. MARTIN's license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MS. MARTIN's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. MARTIN's license if MS. MARTIN submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. MARTIN shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII)
to conduct a criminal records check of **MS. MARTIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. MARTIN's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. MARTIN's** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Painesville Municipal Court in Case Number CRA 1800928.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: ten (10) hours Substance Abuse and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. MARTIN's** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. MARTIN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MS. MARTIN** should attend a support or peer group meeting, any additional restrictions that should be placed on **MS. MARTIN's** license, and a statement as to whether **MS. MARTIN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. MARTIN's** license.

**Monitoring**

9. Abstain completely from 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. MARTIN's** history. **MS. MARTIN** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.

11. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. MARTIN’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. MARTIN’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. MARTIN shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MARTIN.

a. Prior to initiating drug screening:
   i. Provide a copy of this Order to all treating practitioners;
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MARTIN, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MARTIN and submit the report directly to the Board.

12. If recommended by the chemical dependency evaluation prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve
Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. MARTIN’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. MARTIN’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MS. MARTIN shall:
1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Painesville Municipal Court in Case Number CRA 1800928.

**Evaluations**

4. **Upon the request of the Board or its designee and within sixty (60) days of that request,** at MS. MARTIN’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. MARTIN shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. MARTIN should be required to submit specimens for drug screening and/or attend a support or peer group meeting, any additional restrictions that should be placed on MS. MARTIN’s license, and a statement as to whether MS. MARTIN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. **If a chemical dependency evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. MARTIN’s license.

**Monitoring**

6. Abstain completely from 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. MARTIN’s history. MS. MARTIN shall self-administer prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. **Upon request of the Board or its designee, and withing thirty (30) days of the request,** begin submitting, at her expense, and on the day selected, blood, breath, hair 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. MARTIN shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MARTIN.

MS. MARTIN shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MARTIN and submit the report directly to the Board.

9. Upon request of the Board or its designee, and within thirty (30) days of the request, begin attending a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. MARTIN does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a
quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding **MS. MARTIN’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit  
    Ohio Board of Nursing  
    17 South High Street, Suite 660  
    Columbus, OH 43215-3466

20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, **MS. MARTIN’s** license is subject to the following License Restrictions:
Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. MARTIN shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. MARTIN to provide nursing services for fees, compensation, or other consideration or who engage MS. MARTIN as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MS. MARTIN shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

Failure to Comply

The stay of MS. MARTIN’s suspension shall be lifted and MS. MARTIN’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. MARTIN has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. MARTIN via certified mail of the specific nature of the charges and automatic suspension of MS. MARTIN’s license. MS. MARTIN may request a hearing regarding the charges.

Duration

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. MARTIN has complied with all aspects of this Order; and (2) the Board determines that MS. MARTIN is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. MARTIN and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. MARTIN does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Zientek, Karen Lynn, R.N. 227062 (CASE #18-1214)

Action: It was moved by Matthew Carle, seconded by Lisa Klenke, that upon consideration of the charges stated against KAREN LYNN ZIENTEK in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. ZIENTEK has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. ZIENTEK’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, MS. ZIENTEK’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Permanent Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MS. ZIENTEK’s license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate MS. ZIENTEK’s license if MS. ZIENTEK submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. ZIENTEK shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. ZIENTEK, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. ZIENTEK’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. ZIENTEK’s completed criminal records check, including the FBI check, is received by the Board.
Educational Requirements

5. Establish contact with a nursing educator, approved in advance by the Board or its designee, who has no less than a master’s degree and who is affiliated with a nursing educational program.

   a. Have the educator provide the Board with a written report of an assessment of MS. ZIENTEK, which identifies MS. ZIENTEK’s knowledge/practice deficiencies and remedial educational needs.

   b. Prior to the assessment, provide the nursing educator with a copy of this Order and the Notice and submit to any nursing skills or knowledge assessments required by the educator. MS. ZIENTEK shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from MS. ZIENTEK’s employer(s), former employers, and Board staff.

   c. Following the assessment, have the educator provide the Board with a copy of a learning plan developed by the educator for MS. ZIENTEK and obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that MS. ZIENTEK shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which MS. ZIENTEK shall complete such learning plan.

   d. Successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan.

   e. Be responsible for all costs associated with meeting the requirements of the learning plan.

   f. After MS. ZIENTEK has successfully completed the learning plan, have the educator provide the Board with:

      i. An assessment and any recommendations for additional remedial education and/or restrictions that should be placed on MS. ZIENTEK’s license; and

      ii. A written opinion stating whether MS. ZIENTEK is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

   g. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms and restrictions on
MS. ZIENTEK’s license.

h. If MS. ZIENTEK has met all other conditions for reinstatement, in the event that the educator’s recommendations include a clinical component, this requirement will be completed following reinstatement of MS. ZIENTEK’s nursing license and prior to MS. ZIENTEK practicing as a nurse.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. ZIENTEK’s expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating MS. ZIENTEK’s fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of MS. ZIENTEK’s comprehensive physical examination and with a comprehensive assessment regarding MS. ZIENTEK’s fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, MS. ZIENTEK shall provide the Board approved physician with a copy of this Order and the Notice. MS. ZIENTEK shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. ZIENTEK’s license, and stating whether MS. ZIENTEK is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. ZIENTEK’s license.

Reporting Requirements for Suspension Period

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

10. Submit any and all information that the Board may request regarding MS. ZIENTEK’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

11. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH  43215-3466

13. Verify that the reports and documentation required by this Order are received in the Board office.

14. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

15. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. ZIENTEK’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. ZIENTEK shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

Employment Conditions

4. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
5. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MS. ZIENTEK does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

6. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

7. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

8. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

9. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

10. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

11. Submit any and all information that the Board may request regarding **MS. ZIENTEK’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

12. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

13. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

14. Verify that the reports and documentation required by this Order are received in the Board office.
15. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. ZIENTEK’s license is subject to the following License Restrictions:

Permanent Practice Restrictions

MS. ZIENTEK shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. ZIENTEK to provide nursing services for fees, compensation, or other consideration or who engage MS. ZIENTEK as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

FAILURE TO COMPLY

The stay of MS. ZIENTEK’s suspension shall be lifted and MS. ZIENTEK’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. ZIENTEK has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. ZIENTEK via certified mail of the specific nature of the charges and automatic suspension of MS. ZIENTEK’s license. MS. ZIENTEK may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. ZIENTEK has complied with all aspects of this Order; and (2) the Board determines that MS. ZIENTEK is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. ZIENTEK and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. ZIENTEK does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
Clark, Melissa J., R.N. 455492 (CASE #18-4918; #18-4910)

**Action:** It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the charges stated against **MELISSA J. CLARK** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. CLARK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. CLARK**'s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MS. CLARK**'s license is suspended for an indefinite period of time.

The Board may reinstate **MS. CLARK**'s license and approve **MS. CLARK** to practice as a nurse in Ohio if **MS. CLARK** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. CLARK** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CLARK**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. CLARK**'s criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. CLARK**'s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with and completion of the requirements imposed by the Wabash, Indiana Circuit Court in Case Number 85C01-1801-F6-20.

6. Submit documentation of her full compliance with all terms and conditions imposed by the Indiana State Board of Nursing in Cause Number 2018 NB 0104.
7. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

**Reporting Requirements for Suspension Period**

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

10. Submit any and all information that the Board may request regarding **MS. CLARK’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice**.

11. **Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board**.

12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

13. Verify that the reports and documentation required by this Order are received in the Board office.

14. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

15. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2019.

**Doniver, James D., P.N. 140679 (CASE #17-7470)**

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **JAMES D. DONIVER** in the Notice of
Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. DONIVER has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. DONIVER’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MR. DONIVER’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic Restrictions, unless otherwise approved in advance, and Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MR. DONIVER’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MR. DONIVER’s license if MR. DONIVER submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MR. DONIVER shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. DONIVER, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. DONIVER’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. DONIVER’s completed criminal records check, including the FBI check, is received by the Board.

**Evaluations**

5. **Within ninety (90) days immediately prior to requesting reinstatement,** at MR. DONIVER’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and,
prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. DONIVER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. DONIVER's license, and a statement as to whether MR. DONIVER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. DONIVER's license.

**Monitoring**

7. Abstain completely from 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. DONIVER's history. MR. DONIVER shall self-administer the prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MR. DONIVER's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. DONIVER’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MR. DONIVER shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. DONIVER.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed,
administered, or dispensed to MR. DONIVER, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. DONIVER and submit the report directly to the Board.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MR. DONIVER's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit  
    Ohio Board of Nursing
16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MR. DONIVER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. DONIVER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Evaluations

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MR. DONIVER’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. DONIVER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. DONIVER’s license, and a statement as to whether MR. DONIVER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and
conclusions from the evaluation as a basis for additional terms and restrictions on MR. DONIVER’s license.

**Monitoring**

5. Abstain completely from 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. DONIVER’s history. MR. DONIVER shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.

7. Submit, at his expense, and on the day selected, blood, breath, hair 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. DONIVER shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. DONIVER.

MR. DONIVER shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. DONIVER and submit the report directly to the Board.

8. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.
Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MR. DONIVER does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding **MR. DONIVER's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice**.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. DONIVER’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MR. DONIVER shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. DONIVER to provide nursing services for fees, compensation, or other consideration or who engage MR. DONIVER as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MR. DONIVER shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. DONIVER’s suspension shall be lifted and MR. DONIVER’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MR. DONIVER has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. DONIVER via certified mail of the specific nature of the charges and automatic
suspension of MR. DONIVER’s license. MR. DONIVER may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. DONIVER has complied with all aspects of this Order; and (2) the Board determines that MR. DONIVER is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. DONIVER and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. DONIVER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Goins, Mischka Rose, P.N. 119956 (CASE #18-1273)

Action: It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that upon consideration of the charges stated against Mischka Rose Goins in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that Ms. Goins has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that Ms. Goins’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, Ms. Goins’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

SUSPENSION OF LICENSE

Ms. Goins’s license is suspended for an indefinite period of time.

The Board may reinstate Ms. Goins’s license if Ms. Goins submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.
CONDITIONS FOR REINSTATMENT

MS. GOINS shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. GOINS, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. GOINS’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. GOINS’s completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorder and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

6. Within ninety (90) days immediately prior to requesting reinstatement, at MS. GOINS’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. GOINS shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. GOINS’s license, and a statement as to whether MS. GOINS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects
of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. GOINS's license.

**Monitoring**

8. Abstain completely from 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. GOINS's history. MS. GOINS shall self-administer the prescribed drugs only in the manner prescribed.

9. Abstain completely from the use of alcohol or any products containing alcohol.

10. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, submit, at MS. GOINS's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. GOINS's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. GOINS shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. GOINS.

   a. **Prior** to initiating drug screening:
      
      i. Provide a copy of this Order to all treating practitioners;
      
      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
      
      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. GOINS, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a continuing duty to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

      ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. GOINS and submit the report directly to the Board.

11. Upon request by the Board or its designee, and within thirty (30) days of the request, continuously attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. GOINS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. GOINS’s license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. GOINS shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Monitoring

3. Abstain completely from 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. GOINS’s history. MS. GOINS shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. GOINS shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. GOINS.

MS. GOINS shall:

   a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical
treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. GOINS** and submit the report directly to the Board.

6. **Upon request by the Board or its designee and within thirty (30) days of the request**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

7. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

8. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. GOINS** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding MS. GOINS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH  43215-3466

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. GOINS’s license is subject to the following License Restrictions:

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. GOINS shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. GOINS to provide nursing services for fees, compensation, or other consideration or who engage MS. GOINS as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. GOINS shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.
FAILURE TO COMPLY

The stay of MS. GOINS’s suspension shall be lifted and MS. GOINS's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. GOINS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. GOINS via certified mail of the specific nature of the charges and automatic suspension of MS. GOINS’s license. MS. GOINS may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. GOINS has complied with all aspects of this Order; and (2) the Board determines that MS. GOINS is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. GOINS and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. GOINS does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Goss, Shawn F., R.N. 375963 (CASE #18-0474)

Action: It was moved by Lauralee Krabill, seconded by Sandra Beidelschies, that upon consideration of the charges stated against SHAWN F. GOSS in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. GOSS has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. GOSS’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MR. GOSS’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Permanent Practice Restrictions, unless otherwise approved in advance, and Temporary Narcotic Restrictions, set forth below.

SUSPENSION OF LICENSE

MR. GOSS’s license is suspended for an indefinite period of time but not less than two (2) years.
The Board may reinstate MR. GOSS’s license if MR. GOSS submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MR. GOSS shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. GOSS, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. GOSS’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. GOSS’s completed criminal records check, including the FBI check, is received by the Board.

**Evaluation**

5. **Within ninety (90) days immediately prior to requesting reinstatement,** at MR. GOSS’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. GOSS shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. GOSS’s license, and a statement as to whether MR. GOSS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. GOSS’s license.
Monitoring

7. Abstain completely from 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. GOSS’s history. MR. GOSS shall self-administer the prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MR. GOSS’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. GOSS’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MR. GOSS shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. GOSS.

a. Prior to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. GOSS, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication
prescription report for any and all substances prescribed, administered, or dispensed to MR. GOSS and submit the report directly to the Board.

10. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MR. GOSS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH  43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MR. GOSS’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. GOSS shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Evaluation

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MR. GOSS’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. GOSS shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. GOSS’s license, and a statement as to whether MR. GOSS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. GOSS’s license.

Monitoring

5. Abstain completely from 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. GOSS’s history. MR. GOSS shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at his expense, and on the day selected, blood, breath, hair 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. GOSS shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. GOSS.

MR. GOSS shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. GOSS and submit the report directly to the Board.

8. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. GOSS does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MR. GOSS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MR. GOSS’s license is subject to the following License Restrictions:
Temporary Narcotic Restriction

MR. GOSS shall not administer, have access to, or possess (except as prescribed for MR. GOSS’s use by another so authorized by law who has full knowledge of MR. GOSS’s history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of one (1) year in which MR. GOSS is working in a position that requires a nursing license. At any time after the minimum period of one (1) year previously described, MR. GOSS may submit a written request to the Board to have this restriction re-evaluated. In addition, MR. GOSS shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. MR. GOSS shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. GOSS shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. GOSS to provide nursing services for fees, compensation, or other consideration or who engage MR. GOSS as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. GOSS shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. GOSS’s suspension shall be lifted and MR. GOSS’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MR. GOSS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. GOSS via certified mail of the specific nature of the charges and automatic suspension of MR. GOSS’s license. MR. GOSS may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. GOSS has complied with all aspects of this Order; and (2) the Board determines that MR. GOSS is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. GOSS and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. GOSS
does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Jenkins, Joshua L., P.N., 113542 (CASE #17-7064; #16-7218)

**Action:** It was moved by Erin Keels, seconded by Lauralee Krabill, that upon consideration of the charges stated against JOSHUA L. JENKINS in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. JENKINS has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. JENKINS’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MR. JENKINS’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MR. JENKINS’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MR. JENKINS’s license if MR. JENKINS submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MR. JENKINS shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. JENKINS**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. JENKINS’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. JENKINS's** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of his full compliance with the requirements imposed by the Clinton County Court of Common Pleas in Case Number 17-500-345.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Chemical Dependency, five (5) hours Professional Accountability and Legal Liability, five (5) hours Ethics, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. JENKINS's** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MR. JENKINS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. JENKINS's** license, and a statement as to whether **MR. JENKINS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. JENKINS's** license.

**Monitoring**

9. Abstain completely from 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. JENKINS's** history. **MR. JENKINS** shall self-
administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, submit, at MR. JENKINS's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. JENKINS's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MR. JENKINS shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. JENKINS.

   a. **Prior** to initiating drug screening:
      
      i. Provide a copy of this Order to all treating practitioners;
      
      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
      
      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. JENKINS, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:
      
      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
      
      ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
      
      iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
      
      iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. JENKINS and submit the report directly to the Board.

12. **For a minimum, continuous period of three (3) months immediately prior to**
requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MR. JENKINS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MR. JENKINS’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MR. JENKINS shall:
1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of his full compliance with the requirements imposed by the Clinton County Court of Common Pleas in Case Number 17-500-345.

**Evaluations**

4. **Within ninety (90) days immediately prior to requesting reinstatement**, at MR. JENKINS's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. JENKINS shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. JENKINS's license, and a statement as to whether MR. JENKINS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. JENKINS's license.

**Monitoring**

6. Abstain completely from 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. JENKINS's history. MR. JENKINS shall self-administer prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. Submit, at his expense, and on the day selected, blood, breath, hair 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.
JENKINS shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. JENKINS.

MR. JENKINS shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. JENKINS and submit the report directly to the Board.

9. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. JENKINS does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding MR. JENKINS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    **Compliance Unit**
    **Ohio Board of Nursing**
    **17 South High Street, Suite 660**
    **Columbus, OH 43215-3466**

20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MR. JENKINS’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**Temporary Practice Restrictions**

**MR. JENKINS** shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MR. JENKINS** to provide nursing services for fees, compensation, or other consideration or who engage **MR. JENKINS** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MR. JENKINS** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MR. JENKINS**’s suspension shall be lifted and **MR. JENKINS**’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. JENKINS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. JENKINS** via certified mail of the specific nature of the charges and automatic suspension of **MR. JENKINS**’s license. **MR. JENKINS** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. JENKINS** has complied with all aspects of this Order; and (2) the Board determines that **MR. JENKINS** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. JENKINS** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. JENKINS** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
Malone, Leslie A., P.N. 083339 (CASE #18-1561; #18-0779)

**Action:** It was moved by Daniel Lehmann, seconded by Nancy Fellows, that upon consideration of the charges stated against **LESLIE A. MALONE** in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing (Notices) and evidence supporting the charges, the Board find that **MS. MALONE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. MALONE's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. MALONE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

**MS. MALONE's** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. MALONE's** license if **MS. MALONE** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. MALONE shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MALONE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. MALONE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. MALONE’s** completed criminal records check, including the FBI check, is received by the Board.
5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

6. Submit documentation of her full compliance with the requirements imposed by the Stark County Court of Common Pleas in Case Number 2018-CR-0546.

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. MALONE's** expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. MALONE** shall provide the mental health evaluator with a copy of this Order and the Notices. **MS. MALONE** shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MALONE's** license, and a statement as to whether **MS. MALONE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. MALONE's** license.

9. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. MALONE's** expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. MALONE's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. MALONE’s** comprehensive physical examination and with a comprehensive assessment regarding **MS. MALONE’s** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. MALONE** shall provide the Board approved physician with a copy of this Order and the Notices. **MS. MALONE** shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MALONE's** license, and stating whether **MS. MALONE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. MALONE's license.

11. Within ninety (90) days immediately prior to requesting reinstatement, at MS. MALONE's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. MALONE shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. MALONE should abstain from the use of alcohol or any products containing alcohol, any additional restrictions that should be placed on MS. MALONE's license, and a statement as to whether MS. MALONE is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

12. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. MALONE's license.

**Monitoring**

13. Abstain completely from 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. MALONE's history. MS. MALONE shall self-administer the prescribed drugs only in the manner prescribed.

14. If recommended by a Board approved chemical dependency evaluation, abstain completely from the use of alcohol or any products containing alcohol.

15. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. MALONE’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. MALONE’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. MALONE shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MALONE.
a. **Prior** to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MALONE**, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MALONE** and submit the report directly to the Board.

16. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

17. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

18. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

19. Submit any and all information that the Board may request regarding **MS. MALONE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
20. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

21. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

22. Verify that the reports and documentation required by this Order are received in the Board office.

23. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

24. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. MALONE**’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. MALONE** shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Stark County Court of Common Pleas in Case Number 2018-CR-0546.

**Monitoring**

4. Abstain completely from 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. MALONE**’s history. **MS. MALONE** shall self-administer prescribed drugs only in the manner prescribed.
5. If recommended by a Board approved chemical dependency evaluation, abstain completely from the use of alcohol or any products containing alcohol.

6. Submit, at her expense, and on the day selected, blood, breath, hair 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. MALONE shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MALONE.

MS. MALONE shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MALONE and submit the report directly to the Board.

7. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

8. Prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

9. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. MALONE does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.
10. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. MALONE’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. 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.
LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. MALONE’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MALONE shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. MALONE to provide nursing services for fees, compensation, or other consideration or who engage MS. MALONE as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MALONE shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. MALONE’s suspension shall be lifted and MS. MALONE’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. MALONE has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. MALONE via certified mail of the specific nature of the charges and automatic suspension of MS. MALONE’s license. MS. MALONE may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. MALONE has complied with all aspects of this Order; and (2) the Board determines that MS. MALONE is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an
interview with **MS. MALONE** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. MALONE** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Rhoads, Colleen K., R.N. 282936 (CASE #17-2781; #16-5210)

**Action:** It was moved by Nancy Fellows, seconded by Daniel Lehmann, that upon consideration of the charges stated against **COLLEEN K. RHOADS** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. RHOADS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. RHOADS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. RHOADS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic** and **Temporary Practice Restrictions**, set forth below.

**SUSPENSION OF LICENSE**

**MS. RHOADS's** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. RHOADS's** license if **MS. RHOADS** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. RHOADS shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. RHOADS, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. RHOADS’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. RHOADS’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Wyandot County Court of Common Pleas in Case Number 17-CR-0042.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Professional Accountability; five (5) hours Chemical Dependency and Abuse; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. RHOADS’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. RHOADS shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. RHOADS’s license, and a statement as to whether MS. RHOADS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. RHOADS’s license.

**Monitoring**

9. Abstain completely from 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. RHOADS’s history. MS. RHOADS shall self-administer the prescribed drugs only in the manner prescribed.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at MS. RHOADS’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. RHOADS’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. RHOADS shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. RHOADS.

a. **Prior** to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. RHOADS, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. RHOADS and submit the report directly to the Board.
**Reporting Requirements for Suspension Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding **MS. RHOADS**’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. RHOADS**’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. RHOADS** shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Wyandot County Court of Common Pleas in Case Number 17-CR-0042.

**Monitoring**

4. Abstain completely from 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. RHOADS**’s history. **MS. RHOADS** shall self-administer prescribed drugs only in the manner prescribed.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. RHOADS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. RHOADS**.

**MS. RHOADS** shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. RHOADS** and submit the report directly to the Board.

**Employment Conditions**

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
7. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MS. RHOADS does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

8. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a **quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. RHOADS’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. RHOADS’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. RHOADS shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. RHOADS to provide nursing services for fees, compensation, or other consideration or who engage MS. RHOADS as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MS. RHOADS shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. RHOADS’s suspension shall be lifted and MS. RHOADS’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. RHOADS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. RHOADS via certified mail of the specific nature of the charges and automatic suspension of MS. RHOADS’s license. MS. RHOADS may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. RHOADS has complied with all aspects of this Order; and (2) the Board determines that MS. RHOADS is able to practice nursing according to acceptable
and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. RHOADS and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. RHOADS does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Ryerson, Michelle R., P.N. 126049 (CASE #18-2184)

**Action:** It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against MICHELLE J. RYERSON in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. RYERSON has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. RYERSON’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years retroactive to September 27, 2018 with the conditions for reinstatement set forth below, and following reinstatement, MS. RYERSON’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the Temporary Narcotic Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

MS. RYERSON’s license is suspended for an indefinite period of time but not less than two (2) years retroactive to September 27, 2018.

The Board may reinstate MS. RYERSON’s license if MS. RYERSON submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. RYERSON shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RYERSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. RYERSON’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. RYERSON’s** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Sandusky County Court of Common Pleas in Case Number 18-CR-213.

**Evaluations**

6. Within ninety (90) days immediately prior to requesting reinstatement, at **MS. RYERSON’s** expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. RYERSON** shall provide the mental health evaluator with a copy of this Order and the Notice. **MS. RYERSON** shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. RYERSON’s** license, and a statement as to whether **MS. RYERSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. RYERSON’s** license.

**Monitoring**

8. Abstain completely from 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. RYERSON’s** history. **MS. RYERSON** shall self-administer the prescribed drugs only in the manner prescribed.

9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. RYERSON’s** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. RYERSON’s** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. RYERSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. RYERSON**.

a. **Prior** to initiating drug screening:

   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. RYERSON, and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. RYERSON and** submit the report directly to the Board.

**Reporting Requirements for Suspension Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. RYERSON’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. RYERSON’s license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. RYERSON shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Sandusky County Court of Common Pleas in Case Number 18-CR-213.
Monitoring

4. Abstain completely from 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. RYERSON's history. MS. RYERSON shall self-administer prescribed drugs only in the manner prescribed.

5. Abstain completely from the use of alcohol or any products containing alcohol.

6. Submit, at her expense, and on the day selected, blood, breath, hair 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. MS. RYERSON may request release from this requirement after one (1) year of the probationary period. 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. RYERSON shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. RYERSON.

MS. RYERSON shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. RYERSON and submit the report directly to the Board.

Employment Conditions

7. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
8. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MS. RYERSON does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. RYERSON's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.
18. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. RYERSON's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. RYERSON shall not administer, have access to, or possess (except as prescribed for MS. RYERSON's use by another so authorized by law who has full knowledge of MS. RYERSON's history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of one (1) year in which MS. RYERSON is working in a position that requires a nursing license. At any time after the minimum period of one (1) year previously described, MS. RYERSON may submit a written request to the Board to have this restriction re-evaluated. In addition, MS. RYERSON shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. MS. RYERSON shall not call in or order prescriptions or prescription refills.

FAILURE TO COMPLY

The stay of MS. RYERSON's suspension shall be lifted and MS. RYERSON's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. RYERSON has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. RYERSON via certified mail of the specific nature of the charges and automatic suspension of MS. RYERSON's license. MS. RYERSON may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. RYERSON has complied with all aspects of this Order; and (2) the Board determines that MS. RYERSON is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. RYERSON and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. RYERSON does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.
Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Sierra, Genevieve M., P.N. 139485 (CASE #18-1157; #17-5272)

**Action:** It was moved by Daniel Lehmann, seconded by Erin Keels, that upon consideration of the charges stated against **GENEVIEVE M. SIERRA** in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing (Notices) and evidence supporting the charges, the Board find that **MS. SIERRA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. SIERRA’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. SIERRA’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

**MS. SIERRA’s** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. SIERRA’s** license if **MS. SIERRA** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. SIERRA shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SIERRA**, including a check of Federal
Bureau of Investigation (FBI) records, and shall request that BCII submit MS. SIERRA’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. SIERRA’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Hancock County Court of Common Pleas in Case Number 2018-CR-61.

**Evaluations**

6. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. SIERRA’s expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, MS. SIERRA shall provide the mental health evaluator with a copy of this Order and the Notices. MS. SIERRA shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. SIERRA’s license, and a statement as to whether MS. SIERRA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. SIERRA’s license.

8. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. SIERRA’s expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating MS. SIERRA’s fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of MS. SIERRA’s comprehensive physical examination and with a comprehensive assessment regarding MS. SIERRA’s fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, MS. SIERRA shall provide the Board approved physician with a copy of this Order and the Notices. MS. SIERRA shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. SIERRA’s license and stating whether MS. SIERRA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. SIERRA's license.

10. **Within ninety (90) days immediately prior to requesting reinstatement**, at MS. SIERRA’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. SIERRA shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. SIERRA should be required to abstain from the use of alcohol or any products containing alcohol, any additional restrictions that should be placed on MS. SIERRA's license, and a statement as to whether MS. SIERRA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

11. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. SIERRA’s license.

**Monitoring**

12. Abstain completely from 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. SIERRA's history. MS. SIERRA shall self-administer the prescribed drugs only in the manner prescribed.

13. **If recommended by a Board approved chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

14. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at MS. SIERRA's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. SIERRA's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. SIERRA shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. SIERRA.
a. **Prior** to initiating drug screening:
   i. Provide a copy of this Order to all treating practitioners;
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SIERRA, and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SIERRA and** submit the report directly to the Board.

15. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement,** attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

18. Submit any and all information that the Board may request regarding **MS. SIERRA’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
19. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

20. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

21. Verify that the reports and documentation required by this Order are received in the Board office.

22. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

23. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed, and **MS. SIERRA’s** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. SIERRA shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Hancock County Court of Common Pleas in Case Number 2018-CR-61.

**Monitoring**

4. Abstain completely from 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. SIERRA’s** history. **MS. SIERRA** shall self-administer prescribed drugs only in the manner prescribed.
5. **If recommended by a Board approved chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

6. Submit, at her expense, and on the day selected, blood, breath, hair 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. **MS. SIERRA may request release from this requirement after one (1) year of the probationary period.** 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. SIERRA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SIERRA**.

**MS. SIERRA** shall:

   a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SIERRA** and submit the report directly to the Board.

7. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months. **MS. SIERRA may request release from this requirement after one (1) year of the probationary period.**

**Employment Conditions**

8. **Prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

9. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. SIERRA** does not work in a position within the State of Ohio for which a license to practice nursing is
required **shall not count** toward fulfilling the probationary period imposed by this Order.

10. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **MS. SIERRA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. 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.
LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. SIERRA’s license is subject to the following License Restrictions:

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. SIERRA shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. SIERRA to provide nursing services for fees, compensation, or other consideration or who engage MS. SIERRA as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. SIERRA shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. SIERRA’s suspension shall be lifted and MS. SIERRA’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. SIERRA has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. SIERRA via certified mail of the specific nature of the charges and automatic suspension of MS. SIERRA’s license. MS. SIERRA may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. SIERRA has complied with all aspects of this Order; and (2) the Board determines that MS. SIERRA is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. SIERRA and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. SIERRA does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Tarantino, Frank J., R.N. 376286 (CASE #18-2782)

**Action:** It was moved by Deborah Knueve, seconded by Lisa Klenke, that upon consideration of the charges stated against FRANK J. TARANTINO in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. TARANTINO has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. TARANTINO’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MR. TARANTINO’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MR. TARANTINO’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MR. TARANTINO’s license if MR. TARANTINO submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MR. TARANTINO shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. TARANTINO, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. TARANTINO’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. TARANTINO’s completed criminal records check, including the FBI check, is received by the Board.
Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: fifteen (15) hours Substance Abuse, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

6. Within ninety (90) days immediately prior to requesting reinstatement, at MR. TARANTINO’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. TARANTINO shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. TARANTINO’s license, and a statement as to whether MR. TARANTINO is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. TARANTINO’s license.

Monitoring

8. Abstain completely from 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. TARANTINO’s history. MR. TARANTINO shall self-administer the prescribed drugs only in the manner prescribed.

9. Abstain completely from the use of alcohol or any products containing alcohol.

10. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MR. TARANTINO’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. TARANTINO’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a
violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MR. TARANTINO shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. TARANTINO.

a. Prior to initiating drug screening:
   i. Provide a copy of this Order to all treating practitioners;
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. TARANTINO, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. TARANTINO and submit the report directly to the Board.

Reporting Requirements for Suspension Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MR. TARANTINO's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    **Compliance Unit**
    **Ohio Board of Nursing**
    **17 South High Street, Suite 660**
    **Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. TARANTINO's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MR. TARANTINO** shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

**Monitoring**

3. Abstain completely from 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. TARANTINO's** history. **MR. TARANTINO** shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.
5. Submit, at his expense, and on the day selected, blood, breath, hair 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. TARANTINO shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. TARANTINO.

MR. TARANTINO shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. TARANTINO and submit the report directly to the Board.

Employment Conditions

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. TARANTINO does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

8. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this
Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MR. TARANTINO’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. TARANTINO’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MR. TARANTINO shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. TARANTINO to provide nursing services for fees, compensation, or other consideration or who engage MR. TARANTINO as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MR. TARANTINO shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. TARANTINO’s suspension shall be lifted and MR. TARANTINO’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MR. TARANTINO has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. TARANTINO via certified mail of the specific nature of the charges and automatic suspension of MR. TARANTINO’s license. MR. TARANTINO may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. TARANTINO has complied with all aspects of this Order; and (2) the Board determines that MR. TARANTINO is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. TARANTINO and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. TARANTINO does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Haynes, Jasmine M., P.N. 146607 (CASE #18-3259)

Action: It was moved by Lisa Klenke, seconded by Matthew Carle, that upon consideration of the charges stated against JASMINE M. HAYNES in the Notice of Opportunity for Hearing (“Notice”) and evidence supporting the charges, the Board find that MS. HAYNES has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. HAYNES’s license to practice nursing as a licensed practical nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Dupont, Dawn M., P.N. 145697 (CASE #18-0679; #18-0630)

Action: It was moved by Matthew Carle, seconded by Lisa Klenke, that upon consideration of the charges stated against DAWN M. DUPONT in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. DUPONT has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. DUPONT's license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. DUPONT's license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MS. DUPONT's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. DUPONT's license if MS. DUPONT submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. DUPONT shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DUPONT**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. DUPONT’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. DUPONT’s** completed criminal records check, including the FBI check, is received by the Board.

**Educational Requirements**

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

**Evaluations**

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. DUPONT’s** expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. DUPONT’s** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. DUPONT’s** comprehensive physical examination and with a comprehensive assessment regarding **MS. DUPONT’s** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. DUPONT** shall provide the Board approved physician with a copy of this Order and the Notice. **MS. DUPONT** shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DUPONT’s** license and stating whether **MS. DUPONT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. DUPONT’s** license.
8. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. DUPONT’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. DUPONT shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. DUPONT’s license, and a statement as to whether MS. DUPONT is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

9. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. DUPONT’s license.

**Monitoring**

10. Abstain completely from 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. DUPONT’s history. MS. DUPONT shall self-administer the prescribed drugs only in the manner prescribed.

11. Abstain completely from the use of alcohol or any products containing alcohol.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement,** submit, at MS. DUPONT’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. DUPONT’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. DUPONT shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. DUPONT.

   a. **Prior** to initiating drug screening:
      i. Provide a copy of this Order to all treating practitioners;
      ii. Provide to the Board a list of all treating practitioners, including
addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUPONT**, and submit the report directly to the Board.

b. *After* initiating drug screening, be under a *continuing duty* to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUPONT** and submit the report directly to the Board.

13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding **MS. DUPONT's** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

18. 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
19. Verify that the reports and documentation required by this Order are received in the Board office.

20. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

21. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. DUPONT’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MS. DUPONT shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

*Monitoring*

3. Abstain completely from 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. DUPONT’s history. MS. DUPONT shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. DUPONT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. DUPONT**.

**MS. DUPONT** shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUPONT and** submit the report directly to the Board.

6. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

7. **Prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

8. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. DUPONT** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or** beginning within thirty (30) days of working in a position as a nurse, whichever is later.
11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. DUPONT’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. DUPONT’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**Temporary Practice Restrictions**

**MS. DUPONT** shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. DUPONT** to provide nursing services for fees, compensation, or other consideration or who engage **MS. DUPONT** as a volunteer; or (4) as an independent contractor or for _locum tenens_ assignments.

**FAILURE TO COMPLY**

The stay of **MS. DUPONT’s** suspension shall be lifted and **MS. DUPONT’s** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. DUPONT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DUPONT** via certified mail of the specific nature of the charges and automatic suspension of **MS. DUPONT’s** license. **MS. DUPONT** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. DUPONT** has complied with all aspects of this Order; and (2) the Board determines that **MS. DUPONT** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DUPONT** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. DUPONT** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**Maczuga, Andrea Leigh, R.N., 373720 (CASE #17-5217)**

**Action:** It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the charges stated against **ANDREA LEIGH MACZUGA** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. MACZUGA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that
MS. MACZUGA’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. MACZUGA’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the previously imposed Permanent Practice Restrictions, unless otherwise approved in advance, and Temporary Narcotic Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MS. MACZUGA’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. MACZUGA’s license if MS. MACZUGA submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. MACZUGA shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. MACZUGA, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. MACZUGA’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. MACZUGA’s completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

6. Submit documentation of her full compliance with the requirements imposed by the Erie County Court of Common Pleas in Case Number 2017-CR-0254.
Educational Requirements

7. Establish contact with a nursing educator, approved in advance by the Board or its designee, who has no less than a master’s degree and who is affiliated with a nursing educational program.

   a. Have the educator provide the Board with a written report of an assessment of MS. MACZUGA, which identifies MS. MACZUGA’s knowledge/practice deficiencies and remedial educational needs.

   b. Prior to the assessment, provide the nursing educator with a copy of this Order and the Notice and submit to any nursing skills or knowledge assessments required by the educator. MS. MACZUGA shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from MS. MACZUGA’s employer(s), former employers, and Board staff.

   c. Following the assessment, have the educator provide the Board with a copy of a learning plan developed by the educator for MS. MACZUGA and obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that MS. MACZUGA shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which MS. MACZUGA shall complete such learning plan.

   d. Successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan.

   e. Be responsible for all costs associated with meeting the requirements of the learning plan.

   f. After MS. MACZUGA has successfully completed the learning plan, have the educator provide the Board with:

      i. An assessment and any recommendations for additional remedial education and/or restrictions that should be placed on MS. MACZUGA’s license; and

      ii. A written opinion stating whether MS. MACZUGA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

   g. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms and restrictions on
MS. MACZUGA’s license.

h. If MS. MACZUGA has met all other conditions for reinstatement, in the event that the educator’s recommendations include a clinical component, this requirement will be completed following reinstatement of MS. MACZUGA’s nursing license and prior to MS. MACZUGA practicing as a nurse.

Evaluation

8. Within ninety (90) days immediately prior to requesting reinstatement, at MS. MACZUGA’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. MACZUGA shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. MACZUGA’s license, and a statement as to whether MS. MACZUGA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

9. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. MACZUGA’s license.

Monitoring

10. Abstain completely from 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. MACZUGA’s history. MS. MACZUGA shall self-administer the prescribed drugs only in the manner prescribed.

11. Abstain completely from the use of alcohol or any products containing alcohol.

12. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. MACZUGA’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. MACZUGA’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens
submitted by MS. MACZUGA shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MACZUGA.

a. *Prior* to initiating drug screening:
   i. Provide a copy of this Order to all treating practitioners;
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MACZUGA, and submit the report directly to the Board.

b. *After* initiating drug screening, be under a *continuing duty* to:
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MACZUGA and submit the report directly to the Board.

13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding MS. MACZUGA’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

21. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. MACZUGA’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MS. MACZUGA shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Erie County Court of Common Pleas in Case Number 2017-CR-0254.
Educational Requirements

4. Within six (6) months following reinstatement of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use; five (5) hours Professional Accountability and Legal Liability; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

5. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. MACZUGA’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. MACZUGA shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. MACZUGA’s license, and a statement as to whether MS. MACZUGA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. MACZUGA’s license.

Monitoring

7. Abstain completely from 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. MACZUGA’s history. MS. MACZUGA shall self-administer prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. Submit, at her expense, and on the day selected, blood, breath, hair 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. MACZUGA shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MACZUGA.

MS. MACZUGA shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MACZUGA and submit the report directly to the Board.

10. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

11. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

12. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. MACZUGA does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

13. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

14. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.
15. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

18. Submit any and all information that the Board may request regarding **MS. MACZUGA’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

19. 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.

20. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH 43215-3466**

21. Verify that the reports and documentation required by this Order are received in the Board office.

22. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, **MS. MACZUGA’s** license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**Permanent Practice Restrictions**

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. MACZUGA** shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. MACZUGA** to provide nursing services for fees, compensation, or other consideration or who engage **MS. MACZUGA** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. MACZUGA** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. MACZUGA**’s suspension shall be lifted and **MS. MACZUGA**’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. MACZUGA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MACZUGA** via certified mail of the specific nature of the charges and automatic suspension of **MS. MACZUGA**’s license. **MS. MACZUGA** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. MACZUGA** has complied with all aspects of this Order; and (2) the Board determines that **MS. MACZUGA** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MACZUGA** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. MACZUGA** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

McCormick, Emily Jo (aka “Emily Swaney”), P.N. 155006 (CASE #18-3589)

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that upon consideration of the charges stated against EMILY JO MCCORMICK in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. MCCORMICK has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. MCCORMICK’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and following reinstatement, MS. MCCORMICK’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year including the Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

MS. MCCORMICK’s license is suspended for an indefinite period of time but not less than six (6) months.

The Board may reinstate MS. MCCORMICK’s license if MS. MCCORMICK submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. MCCORMICK shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. MCCORMICK, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. MCCORMICK’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. MCCORMICK’s completed
criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

**Educational Requirements**

6. **Prior to requesting reinstatement**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Documentation. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

7. Within ninety (90) days immediately prior to requesting reinstatement, at **MS. MCCORMICK’s** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. MCCORMICK** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MCCORMICK’s** license, and a statement as to whether **MS. MCCORMICK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. MCCORMICK’s** license.

**Monitoring**

9. Abstain completely from 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. MCCORMICK’s** history. **MS. MCCORMICK** shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. For a minimum, continuous period of six (6) months immediately prior to
requesting reinstatement, submit, at MS. MCCORMICK’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. MCCORMICK’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. MCCORMICK shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MCCORMICK.

a. Prior to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MCCORMICK, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MCCORMICK and submit the report directly to the Board.

Reporting Requirements for Suspension Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. MCCORMICK’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. MCCORMICK’s license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

**PROBATIONARY TERMS AND RESTRICTIONS**

MS. MCCORMICK shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

*Educational Requirements*

3. Within six (6) months of license reinstatement, successfully complete and
submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours of Professional Accountability and Legal Liability, five (5) hours Drug Administration, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Monitoring

4. Abstain completely from 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. MCCORMICK’s history. MS. MCCORMICK shall self-administer prescribed drugs only in the manner prescribed.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. MCCORMICK shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MCCORMICK.

MS. MCCORMICK shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MCCORMICK and submit the report directly to the Board.

Employment Conditions

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
7. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. MCCORMICK does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

8. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. MCCORMICK's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. MCCORMICK’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**Temporary Practice Restrictions**

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MCCORMICK shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. MCCORMICK to provide nursing services for fees, compensation, or other consideration or who engage MS. MCCORMICK as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MCCORMICK shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of MS. MCCORMICK’s suspension shall be lifted and MS. MCCORMICK’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. MCCORMICK has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. MCCORMICK via certified mail of the specific nature of the charges and automatic suspension of MS. MCCORMICK’s license. MS. MCCORMICK may request a hearing regarding the charges.
DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. MCCORMICK has complied with all aspects of this Order; and (2) the Board determines that MS. MCCORMICK is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. MCCORMICK and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. MCCORMICK does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Phan, Crystal S., R.N. 345515 (CASE #17-6959: #17-6570)

Action: It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that upon consideration of the charges stated against CRYSTAL S. PHAN in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. PHAN has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. PHAN’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, MS. PHAN’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years.

SUSPENSION OF LICENSE

MS. PHAN’s license is suspended for an indefinite period of time but not less than three (3) years.

The Board may reinstate MS. PHAN’s license if MS. PHAN submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. PHAN shall:

1. Be determined, by the Board or its designee, to be able to practice nursing
according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PHAN,** including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. PHAN’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. PHAN’s** completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

**Educational Requirements**

6. Establish contact with a nursing educator, approved in advance by the Board or its designee, who has no less than a master’s degree and who is affiliated with a nursing educational program.

   a. Have the educator provide the Board with a written report of an assessment of **MS. PHAN,** which identifies **MS. PHAN’s** knowledge/practice deficiencies and remedial educational needs.

   b. Prior to the assessment, provide the nursing educator with a copy of this Order and the Notice and submit to any nursing skills or knowledge assessments required by the educator. **MS. PHAN** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. PHAN’s** employer(s), former employers, and Board staff.

   c. Following the assessment, have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. PHAN** and obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. PHAN** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. PHAN** shall complete such learning plan.
d. Successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan.

e. Be responsible for all costs associated with meeting the requirements of the learning plan.

f. **After MS. PHAN has successfully completed the learning plan,** have the educator provide the Board with:

   i. An assessment and any recommendations for additional remedial education and/or restrictions that should be placed on MS. PHAN’s license; and

   ii. A written opinion stating whether MS. PHAN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

g. The Board may utilize the educator’s recommendations and conclusions from the assessment as a basis for additional terms and restrictions on MS. PHAN’s license.

h. If MS. PHAN has met all other conditions for reinstatement, in the event that the educator’s recommendations include a clinical component, this requirement will be completed following reinstatement of MS. PHAN’s nursing license and prior to MS. PHAN practicing as a nurse.

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. PHAN’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. PHAN shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. PHAN’s license, and a statement as to whether MS. PHAN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional
terms and restrictions on MS. PHAN’s license.

**Monitoring**

9. Abstain completely from 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. PHAN’s history. MS. PHAN shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement,** submit, at MS. PHAN’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. PHAN’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. PHAN shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PHAN.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PHAN, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

      ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

      iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. PHAN** and submit the report directly to the Board.

12. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **MS. PHAN’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. PHAN’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. PHAN shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Monitoring

3. Abstain completely from 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. PHAN’s history. MS. PHAN shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. PHAN shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PHAN.

MS. PHAN shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. PHAN** and submit the report directly to the Board.

6. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

7. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

8. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. PHAN** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a **quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding **MS. PHAN**’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

The stay of MS. PHAN's suspension shall be lifted and MS. PHAN's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. PHAN has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. PHAN via certified mail of the specific nature of the charges and automatic suspension of MS. PHAN's license. MS. PHAN may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. PHAN has complied with all aspects of this Order; and (2) the Board determines that MS. PHAN is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. PHAN and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. PHAN does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Adams, David Burton, R.N. 276320 (CASE #18-3333)

**Action:** It was moved by Lauralee Krabill, seconded by Erin Keels, that upon consideration of the charges stated against **DAVID BURTON ADAMS** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. ADAMS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. ADAMS**’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MR. ADAMS**’s license is suspended for an indefinite period of time.

The Board may reinstate **MR. ADAMS**’s license if **MR. ADAMS** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MR. ADAMS** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. ADAMS**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. ADAMS**’s criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. ADAMS**’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of his full compliance with the terms and conditions imposed by the Order for Voluntary Surrender issued by the Arkansas State Board of Nursing on May 14, 2018, and that his Arkansas license is current, valid, and unrestricted.
Educational Requirements

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Nurse Refresher Course. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

8. Within ninety (90) days immediately prior to requesting reinstatement, at MR. ADAMS's expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, MR. ADAMS shall provide the mental health evaluator with a copy of this Order and the Notice. MR. ADAMS shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. ADAMS's license, and a statement as to whether MR. ADAMS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

9. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. ADAMS's license.

Reporting Requirements for Suspension Period

10. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

11. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

12. Submit any and all information that the Board may request regarding MR. ADAMS's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

13. Not submit or cause to be submitted any false, misleading, or deceptive
statements, information, or documentation to the Board.

14. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

                                  Compliance Unit  
                             Ohio Board of Nursing  
                                 17 South High Street, Suite 660  
                               Columbus, OH 43215-3466

15. Verify that the reports and documentation required by this Order are received in the Board office.

16. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

17. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Burger, James Arza, P.N. 164861 (CASE #18-0254)
Action: It was moved by Erin Keels, seconded by Lauralee Krabill, that upon consideration of the charges stated against JAMES ARZA BURGER in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. BURGER has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, that MR. BURGER’s license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year.

PROBATIONARY PERIOD

MR. BURGER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MR. BURGER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

3. Submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. BURGER, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. BURGER's criminal records check to the Board. MR. BURGER's completed criminal records check, including the FBI check, must be received by the Board within ninety (90) days following the effective date of this Order.

4. Within six (6) months of the effective date of this Order, pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

Educational Requirements

5. Within six (6) months of the effective date of this Order, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Chemical Dependency, five (5) hours Professional Accountability and Legal Liability, five (5) hours Ethics, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

6. Within ninety (90) days immediately prior to requesting reinstatement, at MR. BURGER's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MR. BURGER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. BURGER's license, and a statement as to whether MR. BURGER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional
terms and restrictions on MR. BURGER's license.

**Monitoring**

8. Abstain completely from 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. BURGER's history. MR. BURGER shall self-administer prescribed drugs only in the manner prescribed.

9. Abstain completely from the use of alcohol or any products containing alcohol.

10. **Within ninety (90) days of the effective date of this Order**, begin submitting, at MR. BURGER's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MR. BURGER's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MR. BURGER shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. BURGER.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. BURGER, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

      ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

      iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MR. BURGER and submit the report directly to the Board.

**Employment Conditions**

11. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

12. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. BURGER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

13. Within fifteen (15) days of the effective date of this Order, provide his current employer(s) with a copy of this Order, if working in a position in which a license to practice as a nurse is required. MR. BURGER is under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

14. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

15. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

18. Submit any and all information that the Board may request regarding MR. BURGER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
19. 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.

20. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466

21. Verify that the reports and documentation required by this Order are received in the Board office.

22. Inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

The stay of MR. BURGER’s suspension shall be lifted and MR. BURGER’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MR. BURGER has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. BURGER via certified mail of the specific nature of the charges and automatic suspension of MR. BURGER’s license. MR. BURGER may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. BURGER has complied with all aspects of this Order; and (2) the Board determines that MR. BURGER is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. BURGER and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. BURGER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Haywood, Connie Darlene (aka “Connie Darlene Conner Smith”), R.N. 292008 (CASE #17-7001)

Action: It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against CONNIE DARLENE HAYWOOD in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. HAYWOOD has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. HAYWOOD’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. HAYWOOD’s license is suspended for an indefinite period of time.

The Board may reinstate MS. HAYWOOD’s license if MS. HAYWOOD submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. HAYWOOD shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. HAYWOOD, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. HAYWOOD’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. HAYWOOD’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Order issued by the Oklahoma Board of Nursing, dated July 26, 2017, and that her Oklahoma license is current, valid, and unrestricted.
6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding MS. HAYWOOD’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit
    Ohio Board of Nursing
    17 South High Street, Suite 660
    Columbus, OH 43215-3466

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Kamanda, Lorenzo B., P.N. 125585 (CASE #17-2970)

Action: It was moved by Nancy Fellow, seconded by Deborah Knueve, that upon consideration of the charges stated against LORENZO B. KAMANDA in the Notice of
Opportunity for Hearing (“Notice”) and evidence supporting the charges, the Board find that MR. KAMANDA has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. KAMANDA’s license to practice nursing as a licensed practical nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Knibbe, Brynn Rae, R.N. 409756 (CASE #18-2411)
Action: It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against BRYNN RAE KNIBBE in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. KNIBBE has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. KNIBBE’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. KNIBBE’s license is suspended for an indefinite period of time.

The Board may reinstate MS. KNIBBE’s license if MS. KNIBBE submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. KNIBBE shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. KNIBBE, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS.
KNIBBE’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. KNIBBE’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Decision and Order issued by the California Board of Registered Nursing, dated March 8, 2018, and that her California license is current, valid, and unrestricted.

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding MS. KNIBBE’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.
Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Lovell, Cindy Lee (aka “Cindy Lee Hyman,” “Cindy Lee Holley”), R.N. 297999 (CASE #18-2239)

Action: It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against CINDY LEE LOVELL in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. LOVELL has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. LOVELL’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. LOVELL’s license is suspended for an indefinite period of time.

The Board may reinstate MS. LOVELL’s license if MS. LOVELL submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. LOVELL shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. LOVELL, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. LOVELL’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. LOVELL’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions
imposed by the Decision and Order issued by the California Board of Registered Nursing, Department of Consumer Affairs dated March 22, 2018, and that her California license is current, valid, and unrestricted.

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

**Reporting Requirements for Suspension Period**

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding **MS. LOVELL’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
Marolf, Heidi Ann, P.N. 163426 (CASE #18-2940)

Action: It was moved by Deborah Knueve, seconded by Lisa Klenke, that upon consideration of the charges stated against HEIDI ANN MAROLF in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. MAROLF has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. MAROLF’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. MAROLF’s license is suspended for an indefinite period of time.

The Board may reinstate MS. MAROLF’s license if MS. MAROLF submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. MAROLF shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. MAROLF, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. MAROLF’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. MAROLF’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Original Vote and Order issued by the New York State Education Department/The University of the State of New York Office of the Professions effective November 2, 2016, and that her New York license is current, valid and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

**Reporting Requirements for Suspension Period**

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding **MS. MAROLF’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.**

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**Sakian, Cynthia F., P.N. 156056 (CASE #18-3365)**

**Action:** It was moved by Lisa Klenke, seconded by Matthew Carle, that upon consideration of the charges stated against **CYNTHIA F. SAKIAN** in the Notice of
Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. SAKIAN has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. SAKIAN’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

MS. SAKIAN’s license is suspended for an indefinite period of time.

The Board may reinstate MS. SAKIAN’s license if MS. SAKIAN submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. SAKIAN shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. SAKIAN, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. SAKIAN’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. SAKIAN’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Order for Voluntary Surrender issued by the Arkansas State Board of Nursing, dated May 15, 2018, and that her Arkansas license is current, valid, and unrestricted.

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
**Reporting Requirements for Suspension Period**

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding MS. SAKIAN’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Thornton, Shelby Jean, R.N. 225222 (CASE #18-3551)

**Action**: It was moved by Matthew Carle, seconded by Lisa Klenke, that upon consideration of the charges stated against SHELBY JEAN THORNTON in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. THORNTON has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. THORNTON’s
license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MS. THORNTON’s** license is suspended for an indefinite period of time.

The Board may reinstate **MS. THORNTON’s** license if **MS. THORNTON** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. THORNTON** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THORNTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. THORNTON’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. THORNTON’s** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Agreed Order issued by the Kentucky Board of Nursing dated June 26, 2018, and that her Kentucky license is current, valid, and unrestricted.

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

**Reporting Requirements for Suspension Period**

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding **MS. THORNTON’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit
    Ohio Board of Nursing
    17 South High Street, Suite 660
    Columbus, OH  43215-3466

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of **January 2019**.

**Carrico, Timothy J., P.N. 128082 (CASE #18-5360)**

**Action:** It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the charges stated against **TIMOTHY J. CARRICO** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. CARRICO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. CARRICO’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MR. CARRICO’s** license is suspended for an indefinite period of time.
The Board may reinstate MR. CARRICO’s license if MR. CARRICO submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MR. CARRICO shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. CARRICO, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. CARRICO’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. CARRICO’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of his full compliance with and completion of the requirements imposed by the Knox County Court of Common Pleas in Case Number 17CR10-0251.

6. Upon the request of the Board or its designee, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding MR. CARRICO’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive
statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Poling, Jennifer J., R.N. 283384 (CASE #18-0570)

Action: It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that upon consideration of the charges stated against JENNIFER J. POLING in the Notice of Immediate Suspension and Opportunity for Hearing, and the Notice of Opportunity for Hearing (Notices) and evidence supporting the charges, the Board find that MS. POLING has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that MS. POLING’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, MS. POLING’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

SUSPENSION OF LICENSE

MS. POLING’s license is hereby suspended for an indefinite period of time.

The Board may reinstate MS. POLING’s license if MS. POLING submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.
CONDITIONS FOR REINSTATEMENT

MS. POLING shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

4. Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. POLING, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. POLING's criminal records check to the Board. The Board will not consider a request for reinstatement until MS. POLING's completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with and completion of the requirements imposed by the Mercer County Court of Common Pleas in Case Number 18-CRM-024.

Evaluations

6. Within ninety (90) days immediately prior to requesting reinstatement, at MS. POLING's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. POLING shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. POLING's license, and a statement as to whether MS. POLING is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. POLING’s license.
Monitoring

8. Abstain completely from 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. POLING’s history. MS. POLING shall self-administer the prescribed drugs only in the manner prescribed.

9. Abstain completely from the use of alcohol or any products containing alcohol.

10. For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, submit, at MS. POLING’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. POLING’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. POLING shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. POLING.

a. Prior to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. POLING, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication
prescription report for any and all substances prescribed, administered, or dispensed to MS. POLING and submit the report directly to the Board.

11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. POLING's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.
PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. POLING’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. POLING shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

**Evaluations**

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. POLING’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. POLING shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. POLING’s license, and a statement as to whether MS. POLING is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. POLING’s license.

**Monitoring**

5. Abstain completely from 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. POLING’s history. MS. POLING shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. POLING** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. POLING**.

**MS. POLING** shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. POLING** and submit the report directly to the Board.

8. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. POLING** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MS. POLING’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH  43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. POLING’s license is subject to the following License Restrictions:
Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. POLING shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. POLING to provide nursing services for fees, compensation, or other consideration or who engage MS. POLING as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. POLING shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. POLING’s suspension shall be lifted and MS. POLING’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. POLING has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. POLING via certified mail of the specific nature of the charges and automatic suspension of MS. POLING’s license. MS. POLING may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. POLING has complied with all aspects of this Order; and (2) the Board determines that MS. POLING is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. POLING and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. POLING does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period
imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Guerini, Alison Michelle, R.N. 312959 (CASE #17-6916)

**Action**: It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that upon consideration of the charges stated against **ALISON MICHELLE GUERINI** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. GUERINI** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. GUERINI**'s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MS. GUERINI**'s license is suspended for an indefinite period of time.

The Board may reinstate **MS. GUERINI**'s license if **MS. GUERINI** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. GUERINI** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GUERINI**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. GUERINI**'s criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. GUERINI**'s completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the terms and conditions imposed by the Order issued by the Illinois Department of Financial and Professional Regulation dated August 22, 2017, and that her Illinois license is current, valid, and unrestricted.

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

**Reporting Requirements for Suspension Period**

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

9. Submit any and all information that the Board may request regarding MS. GUERINI's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

11. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    **Compliance Unit**  
    **Ohio Board of Nursing**  
    **17 South High Street, Suite 660**  
    **Columbus, OH 43215-3466**

12. Verify that the reports and documentation required by this Order are received in the Board office.

13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Hameed, Sybil Hameed, P.N. 136935 (CASE #18-0375; #17-2209)
Action: It was moved by Lauralee Krabill, seconded by Erin Keels, that upon consideration of the charges stated against SYBIL HAMEED in the Notice of Opportunity for Hearing (“Notice”) and evidence supporting the charges, the Board find that MS. HAMEED has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. HAMEED’s license to practice nursing as a licensed practical nurse be REPRIMANDED.

MS. HAMEED shall:

1. Within six (6) months of the effective date of this Order, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Preventing Medication Errors, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Smalcer, Nanette T., P.N. 136484 (CASE #18-3833; #17-4993, #17-7225)
Action: It was moved by Erin Keels, seconded by Lauralee Krabill, that upon consideration of the charges stated against NANETTE T. SMALCER in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. SMALCER has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. SMALCER’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. SMALCER’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MS. SMALCER’s license is hereby suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. SMALCER’s license if MS. SMALCER submits a written
request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. SMALCER shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SMALCER,** including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. SMALCER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. SMALCER’s** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Cuyahoga County Court of Common Pleas in Case Number CR-18-628918-A.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Chemical Dependency, five (5) hours Professional Accountability and Legal Liability, five (5) hours Ethics, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement,** at **MS. SMALCER's** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. SMALCER** shall execute releases to permit the chemical dependency professional to obtain any information deemed
appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SMALCER’s** license, and a statement as to whether **MS. SMALCER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. SMALCER’s** license.

**Monitoring**

9. Abstain completely from 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. SMALCER’s** history. **MS. SMALCER** shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, submit, at **MS. SMALCER’s** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SMALCER’s** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SMALCER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SMALCER**.

   a. **Prior** to initiating drug screening:

   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SMALCER, and** submit the report directly to the Board.
b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SMALCER and** submit the report directly to the Board.

12. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **MS. SMALCER’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH  43215-3466
18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. SMALCER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. SMALCER shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Cuyahoga County Court of Common Pleas in Case Number CR-18-628918-A.

**Evaluations**

4. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. SMALCER’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. SMALCER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. SMALCER's license, and a statement as to whether MS. SMALCER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan
developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. SMALCER’s** license.

**Monitoring**

6. Abstain completely from 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. SMALCER’s** history. **MS. SMALCER** shall self-administer prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. Submit, at her expense, and on the day selected, blood, breath, hair 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. SMALCER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SMALCER**.

**MS. SMALCER** shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SMALCER and** submit the report directly to the Board.

9. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.
Employment Conditions

10. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. SMALCER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding MS. SMALCER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:
20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. SMALCER’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. SMALCER shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. SMALCER to provide nursing services for fees, compensation, or other consideration or who engage MS. SMALCER as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MS. SMALCER shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. SMALCER’s suspension shall be lifted and MS. SMALCER’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. SMALCER has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. SMALCER via certified mail of the specific nature of the charges and automatic
suspension of MS. SMALCER’s license. MS. SMALCER may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. SMALCER has complied with all aspects of this Order; and (2) the Board determines that MS. SMALCER is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. SMALCER and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. SMALCER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Wood, David Ray, R.N. 205123, P.N. 076307 (CASE #18-4565)

**Action:** It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against DAVID RAY WOOD in the Notice of Opportunity for Hearing (“Notice”) and evidence supporting the charges, the Board find that MR. WOOD has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. WOOD’s licenses to practice nursing as a registered nurse and licensed practical nurse be PERMANENTLY REVOKED.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Carnes, Christopher Hugh, R.N. 246881 (CASE #18-5211)

**Action:** It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against CHRISTOPHER HUGH CARNES in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MR. CARNES has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MR. CARNES’s license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, MR. CARNES’s license to practice nursing as a
registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the previously imposed Permanent Practice Restrictions, unless otherwise approved in advance, and the Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

MR. CARNES’s license is suspended for an indefinite period of time.

The Board may reinstate MR. CARNES’s license if MR. CARNES submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MR. CARNES shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MR. CARNES, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MR. CARNES’s criminal records check to the Board. The Board will not consider a request for reinstatement until MR. CARNES’s completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: fifteen (15) hours of Anger Management; ten (10) hours of Patient Rights; five (5) hours of Ethics; and two
(2) hours of Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluation

7. Within ninety (90) days immediately prior to requesting reinstatement, at MR. CARNES's expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, MR. CARNES shall provide the psychiatrist with a copy of this Order and the September 18, 2015 Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MR. CARNES's license, and a statement as to whether MR. CARNES is capable of practicing nursing as a registered nurse according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MR. CARNES's license.

Reporting Requirements for Suspension Period

9. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

10. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

11. Submit any and all information that the Board may request regarding MR. CARNES's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

12. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

13. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
14. Verify that the reports and documentation required by this Order are received in the Board office.

15. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

16. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MR. CARNES’s license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. CARNES shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Employment Conditions

3. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

4. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MR. CARNES does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

5. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

6. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this
Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

7. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

10. Submit any and all information that the Board may request regarding MR. CARNES’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

11. 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.

12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH 43215-3466**

13. Verify that the reports and documentation required by this Order are received in the Board office.

14. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MR. CARNES’s license is subject to the following License Restrictions:

**Permanent Practice Restrictions**

Unless otherwise approved in advance, in writing, by the Board or its designee,
MR. CARNES shall not practice nursing as a registered nurse in mental health facilities, correctional facilities, prisons, reformatories, jails, or other places of incarceration.

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. CARNES shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. CARNES to provide nursing services for fees, compensation, or other consideration or who engage MR. CARNES as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. CARNES shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MR. CARNES’s suspension shall be lifted and MR. CARNES’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MR. CARNES has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MR. CARNES via certified mail of the specific nature of the charges and automatic suspension of MR. CARNES’s license. MR. CARNES may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MR. CARNES has complied with all aspects of this Order; and (2) the Board determines that MR. CARNES is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MR. CARNES and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MR. CARNES does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
Greenwald, Jennifer D., P.N. 122070 (CASE #16-7187; #15-8693)

**Action:** It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the charges stated against JENNIFER D. GREENWALD in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. GREENWALD has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. GREENWALD’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years retroactive to July 26, 2018, with the conditions for reinstatement set forth below, and following reinstatement, MS. GREENWALD’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

MS. GREENWALD’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. GREENWALD’s license if MS. GREENWALD submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. GREENWALD shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. GREENWALD, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. GREENWALD’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. GREENWALD’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by
the Franklin County Court of Common Pleas in Case Number 16-CR-6442.

**Evaluations**

6. **Within ninety (90) days immediately prior to requesting reinstatement,** at MS. GREENWALD's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. GREENWALD shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. GREENWALD's license, and a statement as to whether MS. GREENWALD is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. GREENWALD's license.

**Monitoring**

8. Abstain completely from 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. GREENWALD’s history. MS. GREENWALD shall self-administer the prescribed drugs only in the manner prescribed.

9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement,** submit, at MS. GREENWALD's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. GREENWALD’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. GREENWALD shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. GREENWALD.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;
ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. GREENWALD, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. GREENWALD and submit the report directly to the Board.

**Reporting Requirements for Suspension Period**

10. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

11. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

12. Submit any and all information that the Board may request regarding MS. GREENWALD’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

13. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

14. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
15. Verify that the reports and documentation required by this Order are received in the Board office.

16. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

17. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. GREENWALD**’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

**MS. GREENWALD** shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Franklin County Court of Common Pleas in Case Number 16-CR-6442.

**Monitoring**

4. Abstain completely from 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. GREENWALD**’s history. **MS. GREENWALD** shall self-administer prescribed drugs only in the manner prescribed.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. **MS. GREENWALD may request release from this requirement after one (1) year of the probationary period.** 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. GREENWALD** shall be negative, except for
substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. GREENWALD.

MS. GREENWALD shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. GREENWALD and submit the report directly to the Board.

Employment Conditions

6. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. GREENWALD does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

8. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.
**Reporting Requirements for Probationary Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding **MS. GREENWALD's** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**
   **Ohio Board of Nursing**
   **17 South High Street, Suite 660**
   **Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, **MS. GREENWALD’s** license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. GREENWALD** shall not administer, have access to, or possess (except as prescribed for **MS. GREENWALD’s** use by another so authorized by law who has full knowledge of **MS. GREENWALD’s** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. GREENWALD** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. GREENWALD** shall not call in or order prescriptions or prescription refills.
Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. GREENWALD shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. GREENWALD to provide nursing services for fees, compensation, or other consideration or who engage MS. GREENWALD as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. GREENWALD shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. GREENWALD's suspension shall be lifted and MS. GREENWALD's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. GREENWALD has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. GREENWALD via certified mail of the specific nature of the charges and automatic suspension of MS. GREENWALD's license. MS. GREENWALD may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. GREENWALD has complied with all aspects of this Order; and (2) the Board determines that MS. GREENWALD is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. GREENWALD and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. GREENWALD does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.
Porter, Pamela Diane, P.N. 089708 (CASE #18-4681; #18-4106)

**Action:** It was moved by Erin Keels, seconded by Lauralee Krabill, that upon consideration of the charges stated against **PAMELA DIANE PORTER** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. PORTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. PORTER’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. PORTER’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

**SUSPENSION OF LICENSE**

**MS. PORTER’s** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. PORTER’s** license if **MS. PORTER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. PORTER shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PORTER,** including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. PORTER’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. PORTER’s** completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier...
check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Chemical Dependency, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

7. Within ninety (90) days immediately prior to requesting reinstatement, at MS. PORTER's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. PORTER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. PORTER's license, and a statement as to whether MS. PORTER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. PORTER's license.

Monitoring

9. Abstain completely from 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. PORTER's history. MS. PORTER shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. PORTER's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may
request. Upon and after MS. PORTER’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. PORTER shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PORTER.

a. **Prior** to initiating drug screening:

   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. PORTER**, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. PORTER** and submit the report directly to the Board.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of
the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. PORTER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. PORTER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. PORTER shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.
**Evaluations**

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at MS. PORTER’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. PORTER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. PORTER’s license, and a statement as to whether MS. PORTER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a chemical dependency evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. PORTER’s license.

**Monitoring**

5. Abstain completely from 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. PORTER’s history. MS. PORTER shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.

7. Submit, at her expense, and on the day selected, blood, breath, hair 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. PORTER shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PORTER.

MS. PORTER shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PORTER and submit the report directly to the Board.

8. Upon request of the Board or its designee and within thirty (30) days of the request, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. PORTER does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.
**Reporting Requirements for Probationary Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MS. PORTER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. PORTER’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

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

**MS. PORTER** shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. PORTER** to provide nursing services for fees, compensation, or other consideration or who engage **MS. PORTER** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. PORTER** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. PORTER**'s suspension shall be lifted and **MS. PORTER**'s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PORTER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PORTER** via certified mail of the specific nature of the charges and automatic suspension of **MS. PORTER**'s license. **MS. PORTER** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PORTER** has complied with all aspects of this Order; and (2) the Board determines that **MS. PORTER** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PORTER** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. PORTER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the **17th** day of **January 2019**.

**Smith, Sherita Renee, P.N. 130628 (CASE #18-3144)**

**Action:** It was moved by Deborah Knueve, seconded by Lisa Klenke, that upon consideration of the charges stated against **SHERITA RENEE SMITH** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. SMITH** has committed acts in violation of the
Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. SMITH's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. SMITH's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the previously imposed Permanent Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

**MS. SMITH's** license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate **MS. SMITH's** license if **MS. SMITH** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. SMITH shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SMITH,** including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. SMITH's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. SMITH's** completed criminal records check, including the FBI check, is received by the Board.

**Educational Requirements**

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Patient Rights, five (5) hours Professional Accountability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the
continuing education requirements for license renewal.

Reporting Requirements for Suspension Period

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

8. Submit any and all information that the Board may request regarding MS. SMITH’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

10. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit  
    Ohio Board of Nursing  
    17 South High Street, Suite 660  
    Columbus, OH 43215-3466

11. Verify that the reports and documentation required by this Order are received in the Board office.

12. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

13. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. SMITH’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. SMITH shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

3. **Within six (6) months following reinstatement of her license**, pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

**Employment Conditions**

4. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

5. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MS. SMITH does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

6. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

7. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

8. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

9. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

10. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

11. Submit any and all information that the Board may request regarding MS. SMITH's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
12. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

13. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH  43215-3466

14. Verify that the reports and documentation required by this Order are received in the Board office.

15. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. SMITH’s license is subject to the following License Restrictions:

Permanent Practice Restriction

MS. SMITH shall not practice nursing as a licensed practical nurse as an independent provider or independent contractor where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State.

FAILURE TO COMPLY

The stay of MS. SMITH’s suspension shall be lifted and MS. SMITH’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. SMITH has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. SMITH via certified mail of the specific nature of the charges and automatic suspension of MS. SMITH’s license. MS. SMITH may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. SMITH has complied with all aspects of this Order; and (2) the
Board determines that **MS. SMITH** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SMITH** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. SMITH** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Chiody, Christina M., P.N. 123398 (CASE #17-0415)

**Action:** It was moved by Lisa Klenke, seconded by Matthew Carle, that upon consideration of the charges stated against **CHRISTINA M. CHIODY** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. CHIODY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. CHIODY**’s license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. CHIODY**’s license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

**SUSPENSION OF LICENSE**

**MS. CHIODY**’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. CHIODY**’s license if **MS. CHIODY** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. CHIODY** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CHIODY**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. CHIODY**’s criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. CHIODY**’s completed criminal records check, including the FBI check, is received by the Board.

**Educational Requirements**

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, five (5) hours Disciplinary Actions, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. CHIODY**’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. CHIODY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MS. CHIODY** should abstain from the use of alcohol or any products containing alcohol, any additional restrictions that should be placed on **MS. CHIODY**’s license, and a statement as to whether **MS. CHIODY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. CHIODY**’s license.

**Monitoring**

8. Abstain completely from 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. CHIODY’s history. MS. CHIODY shall self-administer the prescribed drugs only in the manner prescribed.

9. **If recommended by the chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at MS. CHIODY’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. CHIODY’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. CHIODY shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. CHIODY.

a. **Prior** to initiating drug screening:
   
   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. CHIODY, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. CHIODY and submit the report directly to the Board.
11. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. CHIODY’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. CHIODY's license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.
PROBATIONARY TERMS AND RESTRICTIONS

MS. CHIODY shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Evaluations

3. Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. CHIODY’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. CHIODY shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. CHIODY should abstain from the use of alcohol or any products containing alcohol, any additional restrictions that should be placed on MS. CHIODY’s license, and a statement as to whether MS. CHIODY is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. If a chemical dependency evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. CHIODY’s license.

Monitoring

5. Abstain completely from 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. CHIODY’s history. MS. CHIODY shall self-administer prescribed drugs only in the manner prescribed.

6. If recommended by the chemical dependency evaluation, abstain completely from the use of alcohol or any products containing alcohol.

7. Upon request of the Board or its designee and within thirty (30) days of the request, begin submitting, at her expense, and on the day selected, blood, breath, hair 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. CHIODY shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. CHIODY.

MS. CHIODY shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. CHIODY and submit the report directly to the Board.

8. Upon request of the Board or its designee, and within thirty (30) days of the request, begin attending a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. CHIODY does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MS. CHIODY’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. CHIODY’s license is subject to the following License Restrictions:
Temporary Narcotic Restriction

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

Temporary Practice Restrictions

**MS. CHIODY** shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. CHIODY** to provide nursing services for fees, compensation, or other consideration or who engage **MS. CHIODY** as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

**MS. CHIODY** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of **MS. CHIODY**’s suspension shall be lifted and **MS. CHIODY**’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. CHIODY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CHIODY** via certified mail of the specific nature of the charges and automatic suspension of **MS. CHIODY**’s license. **MS. CHIODY** may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. CHIODY** has complied with all aspects of this Order; and (2) the Board determines that **MS. CHIODY** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CHIODY** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. CHIODY** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.
Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Dees, Monica R., R.N. 414955, P.N. 129911 (CASE #17-5380)

**Action:** It was moved by Matthew Carle, seconded by Lisa Klenke, that upon consideration of the charges stated against MONICA R. DEES in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing (Notices) and evidence supporting the charges, the Board find that MS. DEES has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that MS. DEES's licenses to practice nursing as a registered nurse and licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. DEES’s licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MS. DEES’s licenses are suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. DEES’s licenses if MS. DEES submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. DEES shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. DEES, including a check of Federal
Bureau of Investigation (FBI) records, and shall request that BCII submit MS. DEES's criminal records check to the Board. The Board will not consider a request for reinstatement until MS. DEES's completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Crawford County Court of Common Pleas in Case Number 17-CR-0339.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, five (5) hours Ethics, and two (2) hour Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

7. Within ninety (90) days immediately prior to requesting reinstatement, at MS. DEES's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. DEES shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. DEES's licenses, and a statement as to whether MS. DEES is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. DEES’s licenses.

**Monitoring**

9. Abstain completely from 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. DEES’s history. MS. DEES shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.
11. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. DEES’s expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. DEES’s initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. DEES shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. DEES.

a. Prior to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. DEES, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. DEES and submit the report directly to the Board.

12. If recommended by the chemical dependency evaluation, for a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the
Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **MS. DEES’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. DEES’s** licenses shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. DEES shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Crawford County Court of Common Pleas in Case Number 17-CR-0339.

**Monitoring**

4. Abstain completely from 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. DEES’s history. MS. DEES shall self-administer prescribed drugs only in the manner prescribed.

5. Abstain completely from the use of alcohol or any products containing alcohol.

6. Submit, at her expense, and on the day selected, blood, breath, hair 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. DEES shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. DEES. MS. DEES shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. DEES and submit the report directly to the Board.

7. If recommended by the chemical dependency evaluation, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.
Employment Conditions

8. Prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

9. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. DEES does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

10. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. DEES's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:
18. Verify that the reports and documentation required by this Order are received in the Board office.

19. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. DEES’s licenses are subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. DEES shall not practice nursing as a registered nurse or licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. DEES to provide nursing services for fees, compensation, or other consideration or who engage MS. DEES as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

MS. DEES shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. DEES’s suspension shall be lifted and MS. DEES’s licenses to practice nursing as a registered nurse and licensed practical nurse will be automatically suspended if it appears to the Board that MS. DEES has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify
**MS. DEES** via certified mail of the specific nature of the charges and automatic suspension of **MS. DEES’s** licenses. **MS. DEES** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. DEES** has complied with all aspects of this Order; and (2) the Board determines that **MS. DEES** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DEES** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. DEES** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**Lloyd, Rachel S., P.N. 151317 (CASE #18-1456)**

**Action:** It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the charges stated against **RACHEL S. LLOYD** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. LLOYD** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. LLOYD’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. LLOYD’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

These terms, conditions, and restrictions supersede the terms and conditions contained in the Order issued to **MS. LLOYD** by the Board on March 19, 2017.

**SUSPENSION OF LICENSE**

**MS. LLOYD’s** license is suspended for an indefinite period of time but not less than three (3) years.

The Board may reinstate **MS. LLOYD’s** license if **MS. LLOYD** submits a written request for reinstatement and is determined by the Board or its designee to have complied with
the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. LLOYD shall:**

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LLOYD,** including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. LLOYD's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. LLOYD's** completed criminal records check, including the FBI check, is received by the Board.

5. Pay a fine of five hundred dollars ($500.00), payable: online by credit or debit card; or payable to the "Treasurer, State of Ohio," by certified check, cashier check, or money order mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.

6. Submit documentation of her full compliance with the requirements imposed by the Hardin County Court of Common Pleas in Case Number 20172159-CRI.

**Evaluation**

7. **Within ninety (90) days immediately prior to requesting reinstatement,** at **MS. LLOYD's** expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices issued to **MS. LLOYD** on September 15, 2016, and July 26, 2018. **MS. LLOYD** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LLOYD's** license, and a statement as to whether **MS. LLOYD** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. LLOYD's license.

**Monitoring**

9. Abstain completely from 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. LLOYD's history. MS. LLOYD shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. LLOYD's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. LLOYD's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. LLOYD shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. LLOYD.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. LLOYD, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

      ii. Update the list of treating practitioners with the Board within forty-
eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. LLOYD and submit the report directly to the Board.

12. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. LLOYD's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. LLOYD’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. LLOYD shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

3. Submit documentation of her full compliance with the requirements imposed by the Hardin County Court of Common Pleas in Case Number 20172159-CRI.

Monitoring

4. Abstain completely from 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. LLOYD’s history. MS. LLOYD shall self-administer prescribed drugs only in the manner prescribed.

5. Abstain completely from the use of alcohol or any products containing alcohol.

6. Submit, at her expense, and on the day selected, blood, breath, hair 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. LLOYD shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. LLOYD.

MS. LLOYD shall:

    a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. LLOYD and submit the report directly to the Board.

7. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

8. Prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

9. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. LLOYD does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

10. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of working in a position as a nurse.

12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding MS. LLOYD’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

18. Verify that the reports and documentation required by this Order are received in the Board office.

19. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. LLOYD’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. LLOYD shall not practice nursing as a licensed practical nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. LLOYD to provide nursing services for fees, compensation, or other consideration or who engage MS. LLOYD as a volunteer; or (4) as an
independent contractor or for *locum tenens* assignments.

**MS. LLOYD** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. LLOYD**’s suspension shall be lifted and **MS. LLOYD**’s license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. LLOYD** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. LLOYD** via certified mail of the specific nature of the charges and automatic suspension of **MS. LLOYD**’s license. **MS. LLOYD** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. LLOYD** has complied with all aspects of this Order; and (2) the Board determines that **MS. LLOYD** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. LLOYD** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. LLOYD** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**Metz, Bobbie J., R.N. 355960 (CASE #18-1201)**

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **BOBBIE J. METZ** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. METZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. METZ**’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. METZ**’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and
Temporary Practice Restrictions, unless otherwise approved in advance, set forth below.

**SUSPENSION OF LICENSE**

**MS. METZ**’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. METZ**’s license if **MS. METZ** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. METZ** shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. METZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. METZ**’s criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. METZ**’s completed criminal records check, including the FBI check, is received by the Board.

**Evaluations**

5. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. METZ**’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. METZ** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. METZ**’s license, and a statement as to whether **MS. METZ** is capable of practicing nursing according to acceptable and prevailing standards of safe
nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. METZ's license.

**Monitoring**

7. Abstain completely from 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. METZ's history. MS. METZ shall self-administer the prescribed drugs only in the manner prescribed.

8. Abstain completely from the use of alcohol or any products containing alcohol.

9. For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, submit, at MS. METZ's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. METZ's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. METZ shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. METZ.

   a. **Prior** to initiating drug screening:

      i. Provide a copy of this Order to all treating practitioners;

      ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

      iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. METZ, and submit the report directly to the Board.

   b. **After** initiating drug screening, be under a **continuing duty** to:

      i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. METZ and submit the report directly to the Board.

10. For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

**Reporting Requirements for Suspension Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. METZ's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit  
    Ohio Board of Nursing  
    17 South High Street, Suite 660  
    Columbus, OH 43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.
18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and MS. METZ’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

MS. METZ shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

**Educational Requirements**

3. **Within six (6) months of license reinstatement,** successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Evaluations**

4. **Upon the request of the Board or its designee and within sixty (60) days of that request,** at MS. METZ’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. **MS. METZ** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. METZ's license, and a statement as to whether MS. METZ is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. **If a chemical dependency evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan.
developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. METZ’s license.

**Monitoring**

6. Abstain completely from 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. METZ’s history. MS. METZ shall self-administer prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. Submit, at her expense, and on the day selected, blood, breath, hair 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. METZ shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. METZ.

**MS. METZ shall:**

   a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

   c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

   d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. METZ and** submit the report directly to the Board.

9. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.
Employment Conditions

10. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. METZ does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding MS. METZ's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. METZ’s license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. METZ shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. METZ to provide nursing services for fees, compensation, or other consideration or who engage MS. METZ as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. METZ shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. METZ’s suspension shall be lifted and MS. METZ’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board
that MS. METZ has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. METZ via certified mail of the specific nature of the charges and automatic suspension of MS. METZ’s license. MS. METZ may request a hearing regarding the charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that MS. METZ has complied with all aspects of this Order; and (2) the Board determines that MS. METZ is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with MS. METZ and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which MS. METZ does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Packwood, Karen Rae, R.N. 388554 (CASE #17-5518 #17-5407)  
Action: It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that upon consideration of the charges stated against KAREN RAE PACKWOOD in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. PACKWOOD has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. PACKWOOD’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. PACKWOOD’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Narcotic and Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MS. PACKWOOD’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. PACKWOOD’s license if MS. PACKWOOD submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.
CONDITIONS FOR REINSTATEMENT

MS. PACKWOOD shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PACKWOOD**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. PACKWOOD’s** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. PACKWOOD’s** completed criminal records check, including the FBI check, is received by the Board.

**Educational Requirements**

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

**Monitoring**

6. Abstain completely from 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. PACKWOOD’s** history. **MS. PACKWOOD** shall self-administer the prescribed drugs only in the manner prescribed.

7. Abstain completely from the use of alcohol or any products containing alcohol.

8. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at **MS. PACKWOOD’s** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. PACKWOOD’s** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a
violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. PACKWOOD shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PACKWOOD.

a. Prior to initiating drug screening:
   i. Provide a copy of this Order to all treating practitioners;
   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PACKWOOD, and submit the report directly to the Board.

b. After initiating drug screening, be under a continuing duty to:
   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
   ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
   iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
   iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PACKWOOD and submit the report directly to the Board.

Reporting Requirements for Suspension Period

9. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

10. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

11. Submit any and all information that the Board may request regarding MS. PACKWOOD's ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
12. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

13. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit  
   Ohio Board of Nursing  
   17 South High Street, Suite 660  
   Columbus, OH 43215-3466

14. Verify that the reports and documentation required by this Order are received in the Board office.

15. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

16. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. PACKWOOD’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. PACKWOOD shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

   Monitoring

3. Abstain completely from 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. PACKWOOD’s history. MS. PACKWOOD shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.
5. Submit, at her expense, and on the day selected, blood, breath, hair 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. PACKWOOD shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PACKWOOD.

MS. PACKWOOD shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PACKWOOD and submit the report directly to the Board.

**Employment Conditions**

6. **Prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which MS. PACKWOOD does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

8. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this
Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. Submit any and all information that the Board may request regarding MS. PACKWOOD’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

    Compliance Unit
    Ohio Board of Nursing
    17 South High Street, Suite 660
    Columbus, OH  43215-3466

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. PACKWOOD’s license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

MS. PACKWOOD shall not administer, have access to, or possess (except as
prescribed for **MS. PACKWOOD**’s use by another so authorized by law who has full knowledge of **MS. PACKWOOD**’s history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of twelve (12) months in which **MS. PACKWOOD** is working in a position that requires a nursing license. At any time after the minimum period of twelve (12) months previously described, **MS. PACKWOOD** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. PACKWOOD** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. PACKWOOD** shall not call in or order prescriptions or prescription refills.

**Temporary Practice Restrictions**

**MS. PACKWOOD** shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. PACKWOOD** to provide nursing services for fees, compensation, or other consideration or who engage **MS. PACKWOOD** as a volunteer; or (4) as an independent contractor or for locum tenens assignments.

**MS. PACKWOOD** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. PACKWOOD**’s suspension shall be lifted and **MS. PACKWOOD**’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. PACKWOOD** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PACKWOOD** via certified mail of the specific nature of the charges and automatic suspension of **MS. PACKWOOD**’s license. **MS. PACKWOOD** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PACKWOOD** has complied with all aspects of this Order; and (2) the Board determines that **MS. PACKWOOD** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PACKWOOD** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. PACKWOOD** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.
Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

Painter, Tara A., R.N. 312190 (CASE #18-3022)

**Action:** It was moved by Lauralee Krabill, seconded by Sandra Beidelschies, that upon consideration of the charges stated against TARA A. PAINTER in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that MS. PAINTER has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that MS. PAINTER’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. PAINTER’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the previously imposed Permanent Practice Restrictions, and the Temporary Narcotic Restrictions, set forth below.

**SUSPENSION OF LICENSE**

MS. PAINTER’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. PAINTER’s license if MS. PAINTER submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

MS. PAINTER shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. PAINTER, including a check of...
Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. PAINTER’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. PAINTER’s completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Abuse, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order does not meet the continuing education requirements for license renewal.

Evaluations

6. Within ninety (90) days immediately prior to requesting reinstatement, at MS. PAINTER’s expense, obtain a mental health evaluation from a Board approved evaluator and provide the Board with complete documentation of such evaluation. Prior to the evaluation, MS. PAINTER shall provide the mental health evaluator with a copy of this Order and the Notice. MS. PAINTER shall execute releases to permit the mental health evaluator to obtain any information deemed appropriate and necessary for the evaluation. The mental health evaluator shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. PAINTER’s license, and a statement as to whether MS. PAINTER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health evaluator described above until released. Further, the Board may utilize the mental health evaluator’s recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. PAINTER’s license.

8. Within ninety (90) days immediately prior to requesting reinstatement, at MS. PAINTER’s expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notice. MS. PAINTER shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. PAINTER’s license, and a statement as to whether MS. PAINTER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. PAINTER's license.

**Monitoring**

10. Abstain completely from 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. PAINTER's history. MS. PAINTER shall self-administer the prescribed drugs only in the manner prescribed.

11. Abstain completely from the use of alcohol or any products containing alcohol.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement,** submit, at MS. PAINTER's expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after MS. PAINTER's initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by MS. PAINTER shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PAINTER.

a. **Prior** to initiating drug screening:

   i. Provide a copy of this Order to all treating practitioners;

   ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

   iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PAINTER, and submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

   i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   ii. Update the list of treating practitioners with the Board within forty-
eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. PAINTER and submit the report directly to the Board.

13. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding MS. PAINTER’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

18. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   Compliance Unit
   Ohio Board of Nursing
   17 South High Street, Suite 660
   Columbus, OH 43215-3466

19. Verify that the reports and documentation required by this Order are received in the Board office.

20. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.
21. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. PAINTER’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. PAINTER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

Monitoring

3. Abstain completely from 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. PAINTER’s history. MS. PAINTER shall self-administer prescribed drugs only in the manner prescribed.

4. Abstain completely from the use of alcohol or any products containing alcohol.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. PAINTER shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. PAINTER.

MS. PAINTER shall:

   a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

   b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. PAINTER** and submit the report directly to the Board.

6. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

**Employment Conditions**

7. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

8. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which **MS. PAINTER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

**Reporting Requirements for Probationary Period**

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MS. PAINTER’s** ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

   **Compliance Unit**  
   **Ohio Board of Nursing**  
   **17 South High Street, Suite 660**  
   **Columbus, OH  43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.

18. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, **MS. PAINTER’s** license is subject to the following License Restrictions:

**Temporary Narcotic Restriction**

**MS. PAINTER** shall not administer, have access to, or possess (except as prescribed for **MS. PAINTER’s** use by another so authorized by law who has full knowledge of **MS. PAINTER’s** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **one (1) year** in which **MS. PAINTER** is working in a position that requires a nursing license. At any time after the minimum period of one (1) year previously described, **MS. PAINTER** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. PAINTER** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. PAINTER** shall not call in or order prescriptions or prescription refills.

**Permanent Practice Restrictions**

**MS. PAINTER** shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient’s residence; (2) for hospice care programs providing hospice care in the patient’s residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for
services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. PAINTER** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

**Unless otherwise approved in advance, in writing, by the Board or its designee, MS. PAINTER** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. PAINTER’s** suspension shall be lifted and **MS. PAINTER’s** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. PAINTER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PAINTER** via certified mail of the specific nature of the charges and automatic suspension of **MS. PAINTER’s** license. **MS. PAINTER** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PAINTER** has complied with all aspects of this Order; and (2) the Board determines that **MS. PAINTER** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PAINTER** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. PAINTER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**MISCELLANEOUS COMPLIANCE MOTIONS**

**Bakaitis, Teresa Lynn, R.N. 345862 (CASE #18-6075)**

**Action:** It was moved by Patricia Sharpnack, seconded by Matthew Carle, that the Board withdraw the November 29, 2018 Notice of Opportunity for Hearing that was issued to **TERESA LYNN BAKAITIS, R.N.** in Case **#18-6075**, as the West Virginia Board of Examiners issued an updated Final Order Addition that supersedes its action described in the November 2018 Notice.
Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

Wethington-Harris, Deborah, R.N. 305337

Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that the Board grant the Petition of Deborah Wethington-Harris, R.N. 305337, to rescind the May 2003 Consent Agreement based on the Warrant of Pardon granted by Governor Kasich on November 26, 2018.

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

DEFAULT ORDERS
Leonard, Yahchika C., R.N. 358506, P.N. 132994 (CASE #17-7639)

Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that upon consideration of the allegations contained in the May 16, 2018 examination order and the findings contained in the November 2018 Default Order, the Board find that MS. LEONARD has committed acts in violation of the Nurse Practice Act, as set forth in the November 2018 Default Order, and that MS. LEONARD's licenses to practice nursing as a registered nurse and licensed practical nurse in the State of Ohio be suspended, as of November 29, 2018, with conditions for reinstatement set forth in the November 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th of January 2019.

Foxhill, Samantha Jeanne, D.T. applicant (CASE #18-1452)

Action: It was moved by Matthew Carle, seconded by Lisa Klenke, that upon consideration of the allegations contained in the June 19, 2018 examination order and the findings contained in the November 2018 Default Order, the Board find that MS. FOXHILL has committed acts in violation of the Nurse Practice Act, as set forth in the November 2018 Default Order, and that MS. FOXHILL’s application for certification as a dialysis technician be denied, with conditions for reapplication set forth in the November 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th of January 2019.
Look, Zachary Eugene, P.N. 136409 (CASE #16-5872)
Action: It was moved by Lisa Klenke, seconded by Matthew Carle, that upon consideration of the allegations contained in the March 29, 2018 examination order and the findings contained in the November 2018 Default Order, the Board find that MR. LOOK has committed acts in violation of the Nurse Practice Act, as set forth in the November 2018 Default Order, and that MR. LOOK’s license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of November 29, 2018, with conditions for reinstatement set forth in the November 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th of January 2019.

Sisson, Karen Margaret, P.N. 097617 (CASE #17-3032; #16-1711)
Action: It was moved by Deborah Knueve, seconded by Lisa Klenke, that upon consideration of the allegations contained in the May 16, 2018 examination order and the findings contained in the November 2018 Default Order, the Board find that MS. SISSON has committed acts in violation of the Nurse Practice Act, as set forth in the November 2018 Default Order, and that MS. SISSON’s license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of November 29, 2018, with conditions for reinstatement set forth in the November 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th of January 2019.

Miller, Nylea, P.N. 110022 (CASE #15-3240)
Action: It was moved by Nancy Fellows, seconded by Deborah Knueve, that upon consideration of the allegations contained in the January 12, 2018 examination order and the findings contained in the July 2018 Default Order, the Board find that MS. MILLER has committed acts in violation of the Nurse Practice Act, as set forth in the July 2018 Default Order, and that MS. MILLER’s license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of July 26, 2018, with conditions for reinstatement set forth in the July 2018 Default Order.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th of January 2019.
VOLUNTARY RETIREMENTS

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case(s):

Callahan, Bobbie, P.N. 089984 (CASE #18-6816); Ahlquist, Rosanne, P.N. 044724 (CASE #18-1036); Graves, Patricia, APRN-CNP 03998 (CASE #18-3582); Mishic, Barbara, R.N. 122368 (CASE #18-2892).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING

Axiotis, Molly Jo, R.N. 420378 (CASE #18-7257)

Action: It was moved by Erin Keels, seconded by Lauralee Krabill, that there is clear and convincing evidence that continued practice by MOLLY JO AXIOTIS, R.N. 420378 (CASE #18-7257), presents a danger of immediate and serious harm to the public. It was further moved that the Board Summarily Suspend the license of MOLLY JO AXIOTIS, R.N. 420378, and issue a Notice of Opportunity for Hearing for violations of Chapter 4723 ORC., retroactive to the date it was issued on January 3, 2019.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

CONSOLIDATIONS HEARINGS/NO REQUEST HEARING

Moreno, Jessica Danielle, R.N. 445391 (CASE #18-3737; #18-4332)

Action: It was moved by Nancy Fellows, seconded by Deborah Knuve, that the Board consolidate the August 6, 2018 Order of Summary Suspension and Notice of Opportunity for Hearing, Case Number 18-003737, and the September 27, 2018 Notice of Opportunity for Hearing, Case Number 18-004332. It was further moved that upon consideration of the charges stated against JESSICA DANIELLE MORENO in the Notices and evidence supporting the charges, the Board find that MS. MORENO has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that MS. MORENO’s license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, MS. MORENO’s license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the Temporary Practice Restrictions, set forth below.

SUSPENSION OF LICENSE

MS. MORENO’s license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate MS. MORENO’s license if MS. MORENO submits a written
request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. MORENO shall:

1. Be determined, by the Board or its designee, to be able to practice nursing according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. MORENO, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. MORENO’s criminal records check to the Board. The Board will not consider a request for reinstatement until MS. MORENO’s completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the terms and conditions imposed by the Agreed Order adopted by the Texas Board of Nursing, effective July 19, 2018, and that her Texas license is current, valid and unrestricted.

**Educational Requirements**

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Chemical Dependency; five (5) hours Professional Accountability; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.

**Evaluations**

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at MS. MORENO’s expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating MS. MORENO’s fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of MS. MORENO’s comprehensive physical examination and with a comprehensive assessment regarding MS. MORENO’s fitness for duty and safety to practice
nursing as a registered nurse. Prior to the examination, MS. MORENO shall provide the Board approved physician with a copy of this Order and the Notices. MS. MORENO shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on MS. MORENO's license, and stating whether MS. MORENO is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on MS. MORENO's license.

9. Within ninety (90) days immediately prior to requesting reinstatement, at MS. MORENO's expense, obtain a chemical dependency evaluation by a chemical dependency professional approved by the Board or its designee and, prior to the evaluation, provide the chemical dependency professional with a copy of this Order and the Notices. MS. MORENO shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. MORENO should abstain completely from the use of alcohol, any additional restrictions that should be placed on MS. MORENO's license, and a statement as to whether MS. MORENO is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

10. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on MS. MORENO's license.

Monitoring

11. Abstain completely from 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. MORENO's history. MS. MORENO shall self-administer the prescribed drugs only in the manner prescribed.

12. If recommended by the chemical dependency evaluation, abstain completely from the use of alcohol or any products containing alcohol.

13. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. MORENO's expense and on the day
selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MORENO’s** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MORENO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. MORENO**.

a. **Prior** to initiating drug screening:

i. Provide a copy of this Order to all treating practitioners;

ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and

iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MORENO, and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MORENO and** submit the report directly to the Board.

14. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.
Reporting Requirements for Suspension Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding MS. MORENO’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466

20. Verify that the reports and documentation required by this Order are received in the Board office.

21. Inform the Board within five (5) business days, in writing, of any change in residential or home address or telephone number.

22. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and MS. MORENO’s license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. MORENO shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board’s designated representative, as requested by the Board or its designee.

**Monitoring**

3. Abstain completely from 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. MORENO’s history. MS. MORENO shall self-administer prescribed drugs only in the manner prescribed.

4. **If recommended by the chemical dependency evaluation**, abstain completely from the use of alcohol or any products containing alcohol.

5. Submit, at her expense, and on the day selected, blood, breath, hair 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. MORENO shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. MORENO.

MS. MORENO shall:

a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to MS. MORENO and submit the report directly to the Board.

6. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.
Employment Conditions

7. Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

8. Prior to accepting employment as a nurse, each time with every employer, notify the Board, in writing. Any period during which MS. MORENO does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

9. Be under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment as a nurse.

10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.

11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding MS. MORENO’s ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit
17. Verify that the reports and documentation required by this Order are received in the Board office.

18. 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.

**LICENSE RESTRICTIONS**

In addition to Probationary Terms and Restrictions, MS. MORENO’s license is subject to the following License Restrictions:

**Temporary Practice Restrictions**

**MS. MORENO** shall not practice nursing as a registered nurse (1) in a patient’s residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. MORENO** to provide nursing services for fees, compensation, or other consideration or who engage **MS. MORENO** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. MORENO** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. MORENO**’s suspension shall be lifted and **MS. MORENO**’s license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. MORENO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MORENO** via certified mail of the specific nature of the charges and automatic suspension of **MS. MORENO**’s license. **MS. MORENO** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. MORENO** has complied with all aspects of this Order; and (2) the Board determines that **MS. MORENO** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring,
based upon an interview with **MS. MORENO** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. MORENO** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Erin Keels, Daniel Lehmann and Sandra Ranck abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January 2019.

**MONITORING**

**RELEASE FROM SUSPENSION/PROBATION**

**Action:** It was moved by Lauralee Krabill, seconded by Erin Keels, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s):

Nichols, Rebecca, R.N. 281270 (CASE #16-3993); Fields, Jasariat, R.N. 379637 (CASE #14-5635); Parsons, Amy, P.N. 162038 (CASE #16-0617); Kiff, Renee, R.N. 376358, P.N. 136577 (CASE #15-1269); Kelso, Michele, R.N. 442329 (CASE #17-1572); Fayne, Clifford, P.N. 151633 (CASE #14-1511); Vanorder, Angela, R.N. 369865 (CASE #13-7377); Sorensen, Linda, R.N. 244144 (CASE #06-1381); White, Ashley, R.N. 324441 (CASE #14-4114).

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

**RELEASE OF SUSPENSION/PROBATION – EARLY RELEASE**

**Action:** It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released early from her Consent Agreement:

Coyle, Allison, P.N. 160820 (CASE #15-1962).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

**RELEASE FROM SUSPENSION/PROBATION - PERMANENT PRACTICE RESTRICTIONS REMAIN**

**Action:** It was moved by Brenda Boggs, seconded by Patricia Sharpnack, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released from her Consent Agreement with the exception of the permanent practice restrictions that will remain in effect:
Fannon, Elyn, R.N. 352186 (CASE #15-1821).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

**RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE – PERMANENT PRACTICE RESTRICTIONS REMAIN**

*Action:* It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released early from her Consent Agreement with the exception of the permanent practice restrictions that will remain in effect:

Kuhn, Rachel, R.N. 354368 (CASE #15-7581).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

**RELEASE FROM TEMPORARY NARCOTIC RESTRICTION**

*Action:* It was moved by Matthew Carle, seconded by Lisa Klenke, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction within their Consent Agreement(s):

Azbell, Jennifer, R.N. 383923 (CASE #18-4225); Huffman, Elisabeth, R.N. 390377, P.N. 139876 (CASE #17-0476); Hall, Tamara, P.N. 128684 (CASE #17-5591).

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

**REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT**

*Action:* It was moved by Lisa Klenke, seconded by Matthew Carle, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of their Consent Agreement(s):

Hoover, John, P.N. 117252 (CASE #18-0306); Dizon, Rolando, P.N. 162034 (CASE #17-6172); George, Taaffe, P.N. 137474 (CASE #17-6177); Isaac, Tonya, P.N. 156478 (CASE #18-0768); Morris, Joseph, R.N. 309177 (CASE #13-1464); Booker, Mark, R.N. 311649 (CASE #17-1762); Satyshur, James, R.N. 407973 (CASE #17-2143); Chambers, Megan, R.N. 310299 (CASE #17-6547); Cox, Kristina, R.N. 344237 (CASE #16-2296); Flynn, Maureen, R.N. 322587 (CASE #16-4904); Hagwood, Elissa, P.N. 158084 (CASE #18-1781); Inal, Jennifer, R.N. 337878 (CASE #17-5011).

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.
REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

**Action:** It was moved by Deborah Knueve, seconded by Lisa Klenke, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of their Adjudication Order(s):

Wilson, Chanel, R.N. 379697, P.N. 118035 (CASE #12-6381); Church, Kristee, R.N. 260055, P.N. 079415 (CASE #14-6285); Richardson, Danielle, P.N. 152693 (CASE #15-0365); Shackett, Evelyn, P.N. 160823 (CASE #17-5042).

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

MOTION TO APPROVE

**Action:** It was moved by Nancy Fellows, seconded by Deborah Knueve, that the Board accept the following approvals made by Sandra Ranck, Supervising Member for Disciplinary Matters:

Mullen, Kristen, P.N. 123857 (CASE #09-0189) – Accept a nursing position with Clovernook Healthcare Pavilion in Cincinnati, Ohio.

Summers, Kelly, R.N. 311988 (CASE #16-5447) – Accept Sharon Shultz, LPCC-S, LICDC-S, to complete the chemical dependency evaluation.

Baker, Amanda, R.N. 332538 (CASE #17-6745) – Approval to work as a nurse.

Ballou, Meredith, R.N. 456408 (CASE #18-3706) – Accept Charles Brown, LPCC, to complete the chemical dependency evaluation.

List, Stephanie, R.N. 290896, APRN-CRNA 08573 (CASE #12-6667) – Accept a nursing position to include home health care visits with Best Nursing Care in Groveport, Ohio.

Davis, Krista, R.N. 418687 (CASE #17-4760) – Approval to work as a nurse.

Shortland, Morgan, R.N. 402748 (CASE #17-7000) – Accept a Unit Manager position with Laurels of Massillon in Massillon, Ohio.

Krohn, Ana, R.N. 362221 (CASE #14-2013) – Approval to work as a nurse.

Micheals, Jacinda, R.N. 420849 (CASE #18-0183) – Accept Candice Risen, LISW, to complete the mental health evaluation.

Clark, Sean, R.N. 381042 (CASE #17-2478) – Accept Roger Gerwe, LISW, LICDC, to complete the chemical dependency and the mental health evaluations.
Pitts, Jacob, R.N. 348154 (CASE #17-1310) – Accept Megan Culp, LPCC, to complete the chemical dependency evaluation.

Cooper, Jessica, R.N. 432591 (CASE #18-0780) – Accept Jeremy Carpenter, MD, to complete the chemical dependency evaluation.

Hidalgo, Kathleen, R.N. 201746 (CASE #15-6358) – Approval to work as a nurse.

Beverly, Stefanie, P.N. 119494 (CASE #17-6950) – Accept William Aley, LISW-S, LICDC-CS, to complete the chemical dependency evaluation.

Conteh, Alieu, P.N. 149148 (CASE #17-3893) – Accept Lauran Gilbert, LISW, to complete the chemical dependency evaluation.

Hilen, Deborah, R.N. 294854 (CASE #17-4570) – Accept Jodi Hale, LPCC-S, to complete the chemical dependency non-intensive outpatient treatment.

Jones, McKenzie, R.N. 446854 (CASE #18-1461) – Accept Angela Beatty, LICDC, to complete the chemical dependency evaluation.

Norman, Lovette, DTI 005832 (CASE #18-5553) – Accept Angela Peterson, BSW, LCDC, to complete the chemical dependency evaluation.

Muetzel, Megan, P.N. 167366 (CASE #18-2470) – Accept John Jordan, MD, to provide counseling/therapy services.

Motion adopted by a majority vote of the Board members present with Daniel Lehmann and Sandra Ranck abstaining.

**MISCELLANEOUS MONITORING MOTIONS**

**Action:** It was moved by Daniel Lehmann, seconded by Erin Keels, the Board approve the following, as recommended by Sandra Ranck, Supervising Member for Disciplinary Matters:

Staton, Amanda, R.N. 334135 (CASE #17-5924) – Accept Lauran Gilbert, LISW, to complete the chemical dependency evaluation and accept a nursing position with Country Club Rehabilitation Campus in Delaware, Ohio.

Blakley, Kelli, P.N. 149336 (CASE #17-6994) – Approve Families of Addicts for the weekly meeting requirement.


Douglass, Kayshia, P.N. 153649 (CASE #17-0099) - Release from the probationary terms and restrictions in the January 25, 2018 Consent Agreement effective January 25, 2019.

Okolish, Michael, R.N. 382705, APRN-CRNA 19698 (CASE #14-3037) – Release from the drug testing requirements in the May 17, 2018 Consent Agreement.

Clayton, Beverly, R.N. 207605, APRN-CNP 11218 (CASE #15-8409) – Approve the Extensive Orientation in Acute/Critical Care as required by the March 17, 2016 Consent Agreement.

Taylor, John, R.N. 265040 (CASE #17-7738) – Approve the prior completion of the reprimand requirements and to work as a nurse.


Donchess, Sheri, R.N. 260078 (CASE #12-4009) – Approve completion of terms in the July 25, 2018 Reinstatement Consent Agreement.

Motion adopted by a majority vote of the Board members present with Lisa Klenke and Sandra Ranck abstaining.

COMPLETION OF REQUIREMENTS

Action: It was moved by Erin Keels, seconded by Lauralee Krabill, that the Board approve prior completion of Reprimand Consent Agreement(s) terms and restrictions for the following:

Whitfield, Kimberly, P.N. 147883 (CASE #11-4299); Ruza, Denise, R.N. 255608 (CASE #09-3753); Burroughs, Lori, R.N. 214054 (CASE #17-2608); Grueser, Stacy, P.N. 168855 (CASE #18-1236); Corpe, Kristin, R.N. 352700 (CASE #17-4005); Roberts, Felicia, R.N. 372638 (CASE #17-2122); Kilbarger, Audra, R.N. 406263, P.N. 151098 (CASE #17-0190); Stewart, Juana, R.N. 239244 (CASE #17-6349); Andrews, Jennifer, P.N. 095897 (CASE #18-4991); Bradley, Jr., John, P.N. 134616 (CASE #18-1379); Contos, Casie, R.N. 447045 (CASE #18-3161); Rutkowski, Barbara, R.N. 230961 (CASE #13-4143); Bivens, Christopher, R.N. 358371 (CASE #16-4321); Roberts, Christine, P.N. 159602 (CASE #18-2381); Dillon, Heather, R.N. 407113 (CASE #17-6266).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.
RELEASE FROM SUSPENSION/PROBATION – TEMPORARY PRACTICE RESTRICTIONS

**Action:** It was moved by Lauralee Krabill, seconded by Erin Keels, that the following, with the recommendation by Sandra Ranck, Supervising Member for Disciplinary Matters, be released from her Consent Agreement with the exception of the temporary practice restriction(s) that will remain in effect:

Leister, Lauretta, R.N. 349835 (CASE #18-0030).

Motion adopted by a majority vote of the Board members present with Sandra Ranck abstaining.

REPORTS TO THE BOARD

**Open Forum – Thursday, January 17, 2019 at 10:30 a.m.**

There were no participants for Open Forum.

**Board Committee on Advisory Group Appointments**

The Board Committee on Advisory Group Appointments met on Wednesday, January 16, 2019 to review applications for appointments for vacant positions on the Advisory Group on Dialysis.

**Action:** It was moved by Sandra Ranck, seconded by Lauralee Krabill, that the Board appoint Carol Jarvis, Jammie Wilson, Lora Lewis, and Gayle Nemecek, as members of the Advisory Group on Dialysis, for two-year terms beginning January 2019. Motion adopted by unanimous vote of the Board members present.

**NEGP Annual Report**

L. Emrich presented the annual report for NEGP.

GENERAL INFORMATION (FYI)

**NCSBN Guidelines of Board of Nursing Complaints Involving Marijuana Information provided to the Board**

The Board agreed to hold an in-depth discussion of the NCSBN Guidelines at the April Retreat. Barbara Douglas stated that she is aware of other issues for discussion such as medication reconciliation and other practice concerns.

**BOARD GOVERNANCE**

**Review of Board Policies**

B. Houchen presented the Board Policies for the Board’s review.

**Action:** It was moved by Sandra Beidelschies, seconded by Erin Keels, that the Board approve the Board Policies for 2019 as submitted. Motion adopted by unanimous vote of the Board members.

**Board Retreat**

The Board reviewed the proposed agenda topics for the Board Retreat.
EVALUATION OF MEETING AND ADJOURNMENT

Board Member Daniel Lehmann asked about the motions for monitoring cases. Supervising Member Sandra Ranck explained that Board Protocols are followed and the Protocols are reviewed and approved by Board members annually.

Nancy Fellows asked that the topic of how many times an applicant may take the NCLEX be added to the Retreat agenda.

On Wednesday, January 16, 2019 the meeting adjourned at 11:34 a.m. On Thursday, January 17, 2019, the meeting adjourned at 10:57 a.m.

Patricia A. Sharpnack, DNP, RN
President

Attest:

Betsy Houchen, RN, MS, JD
Executive Director