



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD JULY 22-23, 2020

The July meeting of the Ohio Board of Nursing (Board) was held virtually on July 22-23, 2020, in accordance with the Open Meetings Acts, as amended by HB 197. The July meeting was live streamed on YouTube and the YouTube link was posted on the Board website prior to the meeting.

On Wednesday, July 22, 2020, at 8:30 a.m., President Lauralee Krabill called the Board meeting to order and welcomed guests who joined the meeting live on YouTube. President Krabill reviewed the meeting schedule. On Thursday, July 23, 2020, at 9:00 a.m. President Lauralee Krabill called the Board meeting to order and read the Board mission.

BOARD MEMBERS

Lauralee Krabill, RN, President
Joanna Ridgeway, LPN, Vice President (Absent Wednesday and Thursday)
Patricia Sharpnack, RN, Supervising Member for Disciplinary Matters
Sandra Beidelschies, RN
Matthew Carle, Consumer Member
Barbara Douglas, RN, APRN-CRNA
Nancy Fellows, RN
Erin Keels, RN, APRN-CNP
Deborah Knueve, LPN
Daniel Lehmann, RN, LPN
Sandra Ranck, RN

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, at 8:35 a.m., President Krabill adjourned the meeting for Quasi-Judicial Case Discussion. President Krabill reconvened the meeting at 11:30 a.m. for Appearances. The following addressed the Board: AAG Tracy Nave, and Attorney Gregory Tapocsi and Jordan Blair, RN; Attorney Eric Jones and Alhagie Jobarteh, RN, and AAG LaTawnda Moore; AAG Tracy Nave, and Attorney Daniel Zinsmaster and Wesley Black, RN; and Attorney Elizabeth Collis and Lisa Sue Navarro, RN, and AAG James Wakley.

Approval of Minutes of the May 2020 Meeting

Action: It was moved by Patricia Sharpnack, seconded by Sandra Beidelschies, that the Board approve the minutes of the May 2020 Board meeting, as submitted. Motion adopted by unanimous vote of the Board members present.

Executive Director Report

Director Houchen highlighted the following from the Executive Director Report:

- As the COVID-19 declared emergency continues, staff are working remotely for the foreseeable future. Fiscal year 2021 will be challenging for state agencies based on decreased revenues. However, the Board was approved to fill the critical position of Financial Program Manager and welcomes Shannon Stallings to that position.
- June 22, 2020 was Elder Abuse Awareness Day. Board attorney, Jodi Crowe, continues to represent the Board on the Ohio Elder Abuse Commission.
- The Board congratulated Nancy Fellows, RN, who was recognized in the NCSBN publication, *InFocus*, for receiving the Dr. William J. Rucker Community Medical Award from the Lake County Branch of the NAACP and commended by the Ohio House of Representatives for her contributions as a registered nurse and clinical education consultant.
- The Ohio Society for Respiratory Care (OSRC) launched its public effort to pursue the licensing of advanced practice respiratory therapists (APRTs) in Ohio. Tom Dilling is attending the on-line virtual forums as an interested party on behalf of the Board.
- From March 1 through June 30, 2020, the Board issued a total of 16,628 licenses, 4,546 more in 2020 than in 2019. Based on language in HB 197 that authorizes temporary licensure prior to passing the NCLEX, a total of 5,468 licenses were issued through June 30, 2020.
- LPN renewal successfully began July 1, 2020. Since the late processing fee is specified as a deadline, in accordance with HB 197, no late fees will be charged this year.
- Compliance Agents participated in “Sexual Assault Training; Adopting a Victim Centered Approach and a Trauma Informed Response” held on July 15 using an electronic platform for remote participation.

Legislative Report

Tom Dilling presented the legislative report and summarized the status of the legislation highlighted in the written report. He also reported that SB 341, Nurse Compact Licensure, was recently introduced.

NEW BUSINESS

Administrative Rule Review

At the May 2020 meeting the Board approved proposed revisions to the five-year review rules, Ohio Administrative Code (OAC) Chapter 8, Advanced Practice Nurse Certification and Practice; Chapter 9: Prescriptive Authority; and Chapter 23: Dialysis Technicians; and several technical changes to individual rules prompted by legislative change or to correct statutory cross-references.

Following the May meeting, interested parties were emailed to request they review the proposals and provide comments by June 30, 2020. The only comments received were from the Ohio Association of Advanced Practice Nurses (OAAPN) on June 30 and July 2. All of OAAPN comments were sent to the Advisory Committee on Advanced Practice Registered Nursing (Committee). The Committee reviewed the comments at their July 6, 2020 meeting.

Holly Fischer presented the Committee's recommended changes. Unless noted, the Board agreed by general consensus with the following:

Chapter 8: Advanced Practice Registered Nurse Certification and Practice

- Rule 8-04: Overall, the Committee recommended the Board adopt the changes to this rule proposed by OAAPN, except for a revision in paragraph (A)(3). This change is not recommended because Section 4723.431, ORC, requires a SCA and there is no exception for the requirement during a "declared emergency." Therefore, the Board cannot make a change in rule contrary to the law.
- Rule 8-05: The Committee recommended the OAAPN changes be adopted.
- Rule 8-05(D)(2): The Committee proposed new language, not related to OAAPN comments, that after each chart review there is an opportunity for the APRN and the collaborating physician to discuss feedback or issues. Erin Keels, Chair of the Committee, explained the basis for the change.
- Rule 8-08(I)(3): The Committee did not recommend the change proposed by OAAPN for this rule. The revision is unnecessary because if an Executive Order is issued that requires a fee be waived, the Board must comply; also the language is inconsistent with fee language for other license types.
- Rule 8-11(B)(1): The Committee did not recommend the change proposed by OAAPN because a "designation" is not a "license," it is a license type (see Section 4723.42, ORC); a "designation" is also not indicative of a provider's practice. Instead, the Committee recommends changing the word "specialty" to "practice." E. Keels explained this change will be more consistent with the Consensus Model.

Chapter 9: Prescriptive Authority

- Rule 9-01: The Committee recommended OAAPN's changes.
- Rule 9-02: In 9-01(A)(2)(d)(i), the Committee agreed to add a cross reference to the definitions in Rule 4723-9-10 regarding "acute/sub-acute/chronic pain."
- Rule 9-08: The Committee recommended OAAPN's change, and the following language would be a global change in the rules: "An advanced practice registered nurse with a current, valid license designated as a"
- Rule 9-10: The Committee recommended OAAPN's changes, except the Committee does not recommend the deletion of "Hematology" in 9-10(K)(6)(a). The Committee discussed the rule should not restrict APRN practice by removing those nurses who specialize in hematology (e.g., treating sickle cell patients) from prescribing above the 120 MED if needed. It was discussed that Oncology certification includes coursework in Hematology. The Committee recommended the following language to allow flexibility: "(iv) Hematology, or coursework in hematology leading to certification in oncology:"
- Rule 9-10(M): The Committee recommended adding a cross reference to the statutory definition of "abortion." This term is defined in ORC 2919.11: "As used in the Revised Code, "abortion" means the purposeful termination of a human pregnancy by any person, including the pregnant woman herself, with an intention other than to produce a live birth or to remove a dead fetus or embryo. Abortion is the practice of medicine or surgery for the purposes of section 4731.41 of the Revised Code." Thus, the revised language would read, ". . . shall not prescribe any drug or device to perform or induce an abortion, as defined in section 2919.11 of the Revised Code."
- Rule 9-12: The Committee recommended OAAPN's changes.
- Rule 9-13: The Committee did not recommend changing language related to an APRN holding "designations" because a "designation" is not a "license," it is a license type (see ORC 4723.42); the word "license" is consistently used in the law and rules and within the eLicense system rather than "designation." Consistent with the rest of Chapter 4723, the Committee recommended using the wording "license designated as [CNP, CNM, etc.]".
- New Rule 4723-9-14: H. Fischer presented a new rule, Standards and procedures for withdrawal management for drug or alcohol addiction (Detoxification). H.B. 49 (132nd GA) implemented Section 4723.51, ORC, requiring that the Board adopt rules for MAT that address both treatment and detoxification. It also required that the Board adopt rule language consistent with language adopted by the Medical Board. The Board reviewed the Medical Board draft rule language at its May meeting, as did the Committee (March 2, 2020

meeting). The Committee did not have any recommended variations. On May 20, 2020, the Medical Board's draft detoxification rule language was approved by CSI.

Chapter 23: Dialysis Technicians

- Rule 23-07(H)(2): Updated at the request of the Advisory Group on Dialysis to say "at least" 45 days.
- Rule 23-08(F): Updated at the request of staff to reference both vacancy and new appointment notification.
- Rule 23-09 and 23-13: Typographical corrections.

Technical Changes – Other Rules

- Rule 1-03: Updated form references as requested by staff.
- Rule 26-01(I): Updated language as requested by staff.

H. Fischer will make the recommended changes and submit the rules to the CSI Office in late August or early September. The rules will be filed with JCARR in mid-October. The Rules Hearing will be held the November 2020 meeting. The rules will be final filed in December with a proposed effective date of February 1, 2021.

EXECUTIVE SESSION

No Executive Session was held during this meeting.

APPROVALS

New Nursing Education Program

Professional Skills Institute LPN to RN Bridge Associate Degree

Action: It was moved by Erin Keels, seconded by Daniel Lehmann, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Professional Skills Institute LPN to RN Bridge Associate Degree. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Nursing Education Programs – Approval Status

Chamberlain College of Nursing-Cleveland

Action: It was moved by Nancy Fellows, seconded by Matthew Carle, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Chamberlain College of Nursing-Cleveland for a period of five years. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Cleveland State University School of Nursing

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that, after consideration of the Board survey visit report and the Program's response to the report, the Board place Cleveland State University School of Nursing on Provisional

approval, effective July 23, 2020 to July 21, 2021, in accordance with Section 4723.06(A)(7), ORC, based upon the Program's failure to meet and maintain the minimum standards for education programs established in Rules 4723-5-06(C); 4723-5-09(B)(11); 4723-5-10(A)(3)(d); 4723-5-19(A)(2),(A)(3) and (A)(3)(a); 4723-5-21(A)(5); OAC, and 4723-5-21(E)(2) OAC, as in effect prior to February 1, 2020. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Collins Career Technical Center

Action: It was moved by Matthew Carle, seconded by Nancy Fellows, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Collins Career Technical Center for a period of five years. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Collins Career Technical Center LPN-RN Diploma Nursing Program

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Collins Career Technical Center LPN-RN Diploma Nursing Program for a period of five years. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Practical Nurse Program, Canton City School District

No Action: The Program will remain on Provisional approval by operation of Rule 4723-5-23(B), OAC.

Richard Medical Academy

No Action: The Program will remain on Provisional approval by operation of Rule 4723-5-23(B), OAC.

Richard Medical Academy Registered Nurse Program

Action: It was moved Sandra Beidelschies, seconded by Erin Keels, that, after consideration of the Board survey visit report and the Program's response to the report, the Board place Richard Medical Academy Registered Nurse Program on Provisional approval, effective July 23, 2020 to July 20, 2022, in accordance with Section 4723.06(A)(7), ORC, based upon the Program's failure to meet and maintain the minimum standards for education programs established in Rules 4723-5-12(A)(1); 4723-5-21(A)(3), (A)(5), (D)(1), and (D)(3), OAC. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Wright State University-Miami Valley College of Nursing and Health, BSN Program

Action: It was moved by Deborah Knueve, seconded by Barbara Douglas, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Wright State University-Miami Valley College of Nursing and Health, BSN Program for a period of five years. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Nursing Education Program Request

ABBE Education Center School of Practical Nursing

Action: It was moved by Nancy Fellows, seconded by Matthew Carle, that the Board approve in accordance with Rule 4723-5-08, OAC, the change in the implementation date of ABBE Education Center School of Practical Nursing to September 21, 2020. Motion adopted by a majority vote of the Board members present with Lauralee Krabill and Patricia Sharpnack abstaining.

Training Programs

Arden Courts-Westlake Medication Aide Training Program

Action: It was moved by Sandra Ranck, seconded by Patricia Sharpnack, that the Board re-approve, in accordance with Rule 4723-27-07, OAC, Arden Courts-Westlake Medication Aide Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

Cleveland Institute of Community Health

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board re-approve, in accordance with Rule 4723-26-14, OAC, Cleveland Institute of Community Health for a period of two years. Motion adopted by unanimous vote of the Board members present.

Central Ohio Pathways HUB Community Healthworker Training Program

Action: It was moved Patricia Sharpnack, seconded by Sandra Ranck, that the Board approve, in accordance with Rule 4723-26-14, OAC, Central Ohio Pathways HUB Community Healthworker Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

D.C.I. Cincinnati Dialysis Training Program

Action: It was moved by Sandra Beidelschies, seconded by Daniel Lehmann, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, D.C.I. Cincinnati Dialysis Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

Davita Hemodialysis Technician Training Program-Westerville

Action: It was moved by Nancy Fellows, seconded by Matthew Carle, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, Davita Hemodialysis Technician Training Program-Westerville for a period of two years. Motion adopted by unanimous vote of the Board members present.

Davita Ohio Hemodialysis Technician Training Program, Lebanon

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, Davita Ohio Hemodialysis Technician Training Program, Lebanon for a period of two years. Motion adopted by unanimous vote of the Board members present.

Davita Strongsville Hemodialysis Technician Training Program

Action: It was moved by Sandra Ranck, seconded by Patricia Sharpnack, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, Davita Strongsville Hemodialysis Technician Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

DCI Portsmouth Dialysis Training Program

Action: It was moved by Matthew Carle, seconded by Nancy Fellows, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DCI Portsmouth Dialysis Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

US Renal Care Ohio Dialysis Technician Training Program

Action: It was moved by Sandra Ranck, seconded by Deborah Knueve, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, US Renal Care Ohio Dialysis Technician Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

Retroactive Approvals for Licensees and Certificate Holders

Action: It was moved by Patricia Sharpnack, seconded by Matthew Carle, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary permits, initially issued by the Board May 1, 2020 through June 30, 2020 to the following: registered nurses; licensed practical nurses; APRN-CRNAs; APRN-CNPs; APRN-CNSs; APRN-CNMs; Ohio certified dialysis technicians; dialysis technician interns; and community health workers taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members present.

ADJUDICATION AND COMPLIANCE

On Thursday, July 23, 2020, President Lauralee Krabill 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 Nancy Fellows, seconded by Barbara Douglas, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Robbins, Drew, R.N. 420640 (CASE #20-1016); Reiss, Ashleigh, P.N. 150846 (CASE #20-1628); Artiaga, Jessica, R.N. 361345 (CASE #19-7152, #19-6719); Hudson, Ashlee, P.N. 160018 (CASE #20-1850); Ross, Crystal, P.N. 156803 (CASE #19-6745);

Moore, Kara, P.N. 137638 (CASE #19-3786); Warner, Natalie, P.N. 124481 (CASE #19-1555); Ohms, Shauna, R.N. 359333 (CASE #19-3037); Sorg, Bambi, R.N. 280517 (CASE #19-4117); Jenkins, Elaine, R.N. 114678 (CASE #20-0414); Gerakines, Carolyn, R.N. 450374 (CASE #20-0016); Ivory, Judith, R.N. 345894 (CASE #20-2141, #20-1319); Howard, Gwendolyn, P.N. 120464 (CASE #20-1954); Parks, Heather, R.N. 314126 (CASE #20-2363); Barrell, Troy, R.N. 436290 (CASE #19-4651); Machado, Caroline, R.N. 340681 (CASE #20-0885); Cook-Odeh, Kathleen, R.N. 379323 (CASE #20-1893, #19-2681); Willaman, Jr., David, R.N. 406055 (CASE #20-1941); McHone, Stacey, R.N. 419782 (CASE #20-1886, #20-1879); Giacomoni, Michelle, R.N. 320001 (CASE #20-0649, #19-7868; #19-2089; 19-2119); Smalley, Margaret, R.N. 358135 (CASE #20-0353); Slocum, Briana, P.N. 170383 (CASE #20-1487); Nunziato, Marisa, R.N. 336218 (CASE #20-2116); Schweitzer, Kirby, R.N. 368170 (CASE #20-2326); Caito, Jessie, R.N. 312121 (CASE #20-1834); Silcox, Tiffani, P.N. 131838 (CASE #20-1960); Moyo, Garikai, R.N. 304600 (CASE #20-2255); Donahue, Martin, R.N. 291995 (CASE #20-1130); Young, Julie, R.N. 397968 (CASE #20-2095, #20-1084); Waxler, Judith, R.N. endorse (CASE #20-2545); Tilocco, Denise, P.N. 083546 (CASE #20-1872, #20-1021; #20-1051); Arnett, Christina, R.N. 407233 (CASE #20-1589); Smart, Jennifer, R.N. 428950 (CASE #20-0468); Van Fleet, Ryan, R.N. 388470 (CASE #20-1909, #20-1878); Penn, Evan, R.N. 410019 (CASE #20-0444, #20-0021); McNally, James, R.N. 329582 (CASE #19-7722); King, Kerri, R.N. 376785 (CASE #18-7323); Hough, Jennifer, R.N. 272364, APRN-CNP 022697 (CASE #20-2668); Henderson, Amanda, R.N. 356527 (CASE #20-2648, #20-2643); Clark-Stricklen, Dawn, R.N. 344623 (CASE #19-2022, #19-1633); Davis, Vershawn, R.N. NCLEX (CASE #20-2584).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Handshoe, Kara, P.N. 128735 (CASE #20-2210); Thomas, Jessica, P.N. 130966 (CASE #20-2046); Nehoda, Alexandra, R.N. 437744 (CASE #19-6645); Brisby, Tawana, P.N. 126149 (CASE #19-2947); Tippie, Samantha, R.N. 402364 (CASE #17-3630); Metz, Bobbie, R.N. 355960 (CASE #18-5540); Kaczmarek, Samuel, P.N. 170244 (CASE #19-7677, #19-7650); Balog, Maegan, R.N. 391457 (CASE #19-1568, #17-1325, #17-6246, #18-0983); Zeigenbein, Kimberly, P.N. 094786 (CASE #19-7795); Groom, Erica, R.N. 335264, APRN-CRNA 15189 (CASE #19-4647, #19-4550); Murray, Jennifer, P.N. 124002 (CASE #19-7196).

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

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Deborah Knueve, seconded by Matthew Carle, that the Board issue a Notice of Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Myers, Christopher, P.N. 130458 (CASE #20-2142); Adams, Lisa, P.N. 094210 (CASE #20-2661, #20-2035, #20-2348); Carmichael, Crystalee, P.N. 119499 (CASE #20-2457); Caston, Cherice, P.N. 165040 (CASE #20-2464); Durham, Joy, R.N. 410519 (CASE #20-2478); Ferrell, Shantay, P.N. 171903 (CASE #20-1209); Salak, Diane, R.N. 176621 (CASE #20-2677); Volak, Andrea, R.N. 310453 (CASE #20-2136); Smith, Jasmine, R.N. 470053 (CASE #20-2442); Mastin, Julie, R.N. 379120 (CASE #20-2594); Leeson, Cara, R.N. 390608 (CASE #20-2459); Gallenstein, Bernadine, R.N. 151630 (CASE #20-2223); Goings, Celia, P.N. 139328 (CASE #20-2511); Lyons, Kimberly, P.N. 128493 (CASE #20-2606, #20-2285); Johnson, Talena, P.N. 174215 (CASE #20-2128); Inal, Jennifer, R.N. 337878 (CASE #20-2490, #20-0284); Campbell, Ilisa, P.N. 173789 (CASE #20-2529).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by Matthew Carle, seconded by Sandra Beidelschies, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Rasmussen, Mary, R.N. 409563 (CASE #20-0923); Tumblin, Tracy, P.N. 160544 (CASE #17-2454); Nwe, Khaing, R.N. 445307 (CASE #20-1683).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

CONSENT AGREEMENTS

Action: It was moved by Matthew Carle, seconded by Sandra Beidelschies, 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):

Salow, Anna, R.N. endorse (CASE #20-1471); Allen, Renee, P.N. 141967 (CASE #20-1279); Keyes, Kimberly, R.N. 204773 (CASE #19-5649); Sampsel, Sydney, R.N. 462861 (CASE #20-1619); Drapola, Kristin, R.N. 242459 (CASE #19-7778, #19-4723); Aebersold, Kortney, R.N. 447878, P.N. 138074 (CASE #19-3406, #19-2439, #20-0526); Simmons, Anna, R.N. 306499 (CASE #19-2597); Gregory, Laura, P.N. 132708 (CASE #19-0398); Cook, Connie, R.N. 333054, P.N. 122786 (CASE #19-7708, #19-7505, #19-7506, #19-7636); McAnalley, Jessica, P.N. 114081 (CASE #19-6859); Johnson, Sarah, R.N. 333174 (CASE #20-1846); Glotfelty, Victoria, P.N. 113608 (CASE #19-6048); Basich, Pamela, P.N. 124961 (CASE #20-1739); Thompson, Keisha, R.N. 436542

(CASE #19-0904); DeJohn, Amanda, R.N. 329665 (CASE #20-0620); DeJohn, Denise, P.N. 098387 (CASE #19-4022); Battee, Michelle, P.N. 098537 (CASE #19-0796); Goetz, Maria, R.N. endorse (CASE #20-2213); Blood, Michelle, R.N. 259343, APRN-CRNA 06393 (CASE #20-2412); Takacs, Starla, R.N. 272619 (CASE #20-1985); Cronin, Zachary, R.N. 415844, P.N. 156553 (CASE #19-5700); Adkins, Bethany, R.N. 389402 (CASE #19-1401, #19-1394); Sharp, Lisa, P.N. 118858 (CASE #19-3639); Chiu-Koehler, Rachel, R.N. 303318 (CASE #19-7198, #19-7163); Kindel, Tammey, R.N. 334192 (CASE #20-1947, #20-1141); Clark, Candice, P.N. 151362 (CASE #20-1679); VanSant, Elizabeth, R.N. NCLEX (CASE #20-1285); Pearson, Tenesha, P.N. endorse (CASE #20-1107); Cunningham, Tammy, P.N. 108972 (CASE #19-7681, #19-6662); Booker, Mark, R.N. 311649, APRN-CRNA Applicant (CASE #20-2279); Kelly, Noel, P.N. 156361 (CASE #19-4289, #19-0679, #19-2339); Etienne, Richae, P.N. 143282 (CASE #19-7597); Badger, Angela, P.N. 149625 (CASE #19-1716); Aitken, Tiffany, R.N. 318321 (CASE #20-2065); Isaac, Tonya, P.N. 156478 (CASE #19-7657); Murry, Susan, R.N. 161447, APRN-CNP 04092 (CASE #16-3075); Murphy, Shannon, R.N. 336070 (CASE #19-5936, #19-5761); Owens, Katryn, R.N. 419690 (CASE #19-1052); Holzmilller, Christine, P.N. 103374 (CASE #19-7858); Jones, Rebecca, CHW Applicant (CASE #19-4018); Okolish, Michael, R.N. 382705, APRN-CRNA 019698 (CASE #20-2222); Snider, Heather, R.N. NCLEX (CASE #20-0514); Penna, Vincent, R.N. 196186, APRN-CRNA 01683 (CASE #18-1481, #17-6031, #18-1265); Bridgman, Gordana, R.N. 360322, P.N. 129840 (CASE #19-0189, #19-0192); Henderson, Amanda, R.N. 454312 (CASE #19-7562, #19-7042); Bastardo, Angel, P.N. 156020 (CASE #20-2026); Brown, Michele, R.N. 278815 (CASE #18-6074); Hasselman, Amanda, R.N. endorse (CASE #20-2079); Brown, Robin, R.N. endorse (CASE #20-1921); Baab, Shawn, R.N. 405318 (CASE #20-2734); Shaffner, Lauren, R.N. 429324 (CASE #20-2663, #20-2124); Shiflet, Elizabeth, R.N. 389368, P.N. 133634 (CASE #20-2304, #20-0686); Farkas, Jill, R.N. 396950 (CASE #20-2027); Hare, Terry, R.N. 228910 (CASE #19-3767); Malys, III, Michael, R.N. 385089 (CASE #20-2008, #20-1979); Perakovic, Sherry, R.N. 267740, P.N. 094709 (CASE #19-5547); Graves, Deborah, P.N. 097872 (CASE #19-3869, #19-3819, #19-3868); Smith, Alisha, P.N. 158733 (CASE #19-8153); Brown, Nikki, R.N. 346820 (CASE #19-6965, #20-0147); Setser, Cynthia, P.N. 123212 (CASE #20-1561, #20-1559); Farley, Daunita, R.N. 271287 (CASE #20-1688); Betts, Colin, R.N. 435660 (CASE #19-1739); Fox, Julie, R.N. 342795 (CASE #20-2374); Marmie, Anissa, R.N. 431911 (CASE #19-7283); McCloud, Whitney, P.N. 163151 (CASE #19-5507); McDade, Shana, R.N. 395941 (CASE #20-1961, #19-7153).

Barbara Douglas abstained on Booker, Mark, R.N. 311649, APRN-CRNA Applicant (CASE #20-2279); Okolish, Michael, R.N. 382705, APRN-CRNA 019698 (CASE #20-2222); Penna, Vincent, R.N. 196186, APRN-CRNA 01683 (CASE #18-1481, #17-6031, #18-1265). Erin Keels abstained on Chiu-Koehler, Rachel, R.N. 303318 (CASE #19-7198, 19-7163).

Sandra Ranck abstained on Keyes, Kimberly, R.N. 204773 (CASE #19-5649); Sampsel, Sydney, R.N. 462861 (CASE #20-1619); Drapola, Kristin, R.N. 242459 (CASE #19-7778, #19-4723); Aebersold, Kortney, R.N. 447878, P.N. 138074 (CASE #19-3406,

#19-2439, #20-0526); Simmons, Anna, R.N. 306499 (CASE #19-2597); Gregory, Laura, P.N. 132708 (CASE #19-0398); Cook, Connie, R.N. 333054, P.N. 122786 (CASE #19-7708, #19-7505, #19-7506, #19-7636); McAnalley, Jessica, P.N. 114081 (CASE #19-6859); Johnson, Sarah, R.N. 333174 (CASE #20-1846); Glotfelty, Victoria, P.N. 113608 (CASE #19-6048); Basich, Pamela, P.N. 124961 (CASE #20-1739); Thompson, Keisha, R.N. 436542 (CASE #19-0904); DeJohn, Amanda, R.N. 329665 (CASE #20-0620); DeJohn, Denise, P.N. 098387 (CASE #19-4022); Battee, Michelle, P.N. 098537 (CASE #19-0796); Takacs, Starla, R.N. 272619 (CASE #20-1985); Cronin, Zachary, R.N. 415844, P.N. 156553 (CASE #19-5700); Adkins, Bethany, R.N. 389402 (CASE #19-1401, 19-1394); Sharp, Lisa, P.N. 118858 (CASE #19-3639); Chiu-Koehler, Rachel, R.N. 303318 (CASE #19-7198, #19-7163); Cunningham, Tammy, P.N. 108972 (CASE #19-7681, 19-6662); Booker, Mark, R.N. 311649, APRN-CRNA Applicant (CASE #20-2279); Kelly, Noel, P.N. 156361 (CASE #19-4289, #19-0679, #19-2339); Etienne, Richae, P.N. 143282 (CASE #19-7597); Badger, Angela, P.N. 149625 (CASE #19-1716); Isaac, Tonya, P.N. 156478 (CASE #19-7657); Murry, Susan, R.N. 161447, APRN-CNP 04092 (CASE #16-3075); Murphy, Shannon, R.N. 336070 (CASE #19-5936, 19-5761); Owens, Katryn, R.N. 419690 (CASE #19-1052); Holzmilller, Christine, P.N. 103374 (CASE #19-7858); Jones, Rebecca, CHW Applicant (CASE #19-4018); Okolish, Michael, R.N. 382705, APRN-CRNA 019698 (CASE #20-2222); Snider, Heather, R.N. NCLEX (CASE #20-0514); Penna, Vincent, R.N. 196186, APRN-CRNA 01683 (CASE #18-1481, #17-6031, #18-1265); Bridgman, Gordana, R.N. 360322, P.N. 129840 (CASE #19-0189, #19-0192); Henderson, Amanda, R.N. 454312 (CASE #19-7562, #19-7042); Brown, Michele, R.N. 278815 (CASE #18-6074); Baab, Shawn, R.N. 405318 (CASE #20-2734); Shaffner, Lauren, R.N. 429324 (CASE #20-2663, #20-2124); Shiflet, Elizabeth, R.N. 389368, P.N. 133634 (CASE #20-2304, #20-0686); Hare, Terry, R.N. 228910 (CASE #19-3767); Malys, III, Michael, R.N. 385089 (CASE #20-2008, #20-1979); Perakovic, Sherry, R.N. 267740, P.N. 094709 (CASE #19-5547); Graves, Deborah, P.N. 097872 (CASE #19-3869, #19-3819, #19-3868); Smith, Alisha, P.N. 158733 (CASE #19-8153); Brown, Nikki, R.N. 346820 (CASE #19-6965, #20-0147); Betts, Colin, R.N. 435660 (CASE #19-1739); Fox, Julie, R.N. 342795 (CASE #20-2374); Marmie, Anissa, R.N. 431911 (CASE #19-7283); McCloud, Whitney, P.N. 163151 (CASE #19-5507); Sandra Beidelschies voted no on Murphy, Shannon, R.N. 336070 (CASE #19-5936, #19-5761); Snider, Heather, R.N. NCLEX (CASE #20-0514); Hare, Terry, R.N. 228910 (CASE #19-3767); Brown, Nikki, R.N. 346820 (CASE #19-6965, #20-0147); McDade, Shana, R.N. 395941 (CASE #20-1961, #19-7153).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Black, Wesley B., R.N. 436392 (CASE #18-7244)

Action: It was moved by Nancy Fellows, seconded by Daniel Lehmann, that the the Board modify the Hearing Examiner's February 18, 2020 Order Sealing Deposition Transcripts and Exhibits and Preserving Confidentiality During Hearings (Order), as to the Wesley Black case, to unseal the "case-specific" expert deposition transcripts. The

rationale is that during the live expert testimony, members of the public attended the depositions and were able to listen to this information. In all other respects the Order remains unmodified.

It was further moved that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, with the exception of the following:

1. The Board rejects Finding of Fact #11. The rationale for the modification is that the Board agrees with the State's Objections, pages 9-10, and the State demonstrated by a preponderance of evidence that Mr. Black failed to consult with the health care team regarding the potential harmful effects of Nimbex prior to the removal of Patient #2's endotracheal tube.
2. The Board rejects Conclusion of Law #11. The rationale is that the Board agrees with the State's Objections, page 10, that the allegation that "the record contained no documentation as to the need for a paralytic" was intended as a factual statement, not as an alleged legal violation.
3. The Board rejects Conclusion of Law #12 in part, as follows and with the following rationale: the Board agrees with Conclusion #12 that Item 1.b. of the Notice be dismissed as to Mr. Black's administering Vecuronium and Nimbex "despite the fact that [he] knew or should have known that the order(s) were harmful or potentially harmful to the patient". However, the remainder of Conclusion #12 is rejected in that the State proved by a preponderance of evidence that the factual allegation, that Mr. Black "administered those drugs to the patient without documenting that [he] questioned the order(s) and/or consulted with any member of the health care team regarding the accuracy/validity of or harmfulness to the patient of these order(s)" is true and factually supported.
4. The Board rejects Conclusion of Law #13. The rationale is that the events described in Findings of Fact #6 and #20 establish a basis for imposing discipline pursuant to Sections 4723.28(B)(19), ORC; and 4723.28 (B)(16), ORC with respect to Rules 4723-4-03(B), (C), (E) and (G), and Rule 4723-4-06(H), OAC.
5. The Board rejects Conclusion of Law #17. The rationale is that Mr. Black is not entitled to immunity pursuant to Section 2133.11(A), ORC, for any professional disciplinary action the Board may take pursuant to Conclusion of Law #12, as modified by the Board. The Board disagrees with the Hearing Examiner's conclusion that Mr. Black is immunized in his conduct regarding Patient 2 as set forth in Item 1(c) of the Notice based on the legal rationale set forth in the State's Objections, pages 3-9. In adopting the State's legal interpretation of the Comfort Care statute, the

Board particularly emphasizes that even when a nurse provides comfort care, the nurse must comply with accepted and prevailing standards of safe nursing care, which Mr. Black failed to do with Patients #1 and #2.

It was further moved that the Board modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MR. BLACK'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, **MR. BLACK'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, unless otherwise approved in advance**, set forth below.

The rationale for the modification is the following: The Board has modified Finding of Fact 11, and rejected Conclusions of Law 11, 13 and 17, and in so doing has fundamentally modified the basis upon which the Hearing Examiner's sanction was developed. The Board finds in particular that patients receiving comfort care deserve to be provided care that meets acceptable and prevailing standards of safe nursing care and the departure from these standards with both Patients 1 and 2 was egregious, and Mr. Black requires a three-year period of probation in order for the Board to monitor his ability to provide safe nursing care and exercise good critical judgment.

SUSPENSION OF LICENSE

MR. BLACK's license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate **MR. BLACK's** license if **MR. BLACK** 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. BLACK shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. BLACK**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. BLACK's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. BLACK'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: Medication Administration; Palliative and/or Comfort Care; Nursing Ethics; Critical Thinking; and Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.
6. Successfully 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. BLACK's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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.

PROBATIONARY PERIOD

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

PROBATIONARY TERMS AND RESTRICTIONS

MR. BLACK 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. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. BLACK** 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.
4. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
5. 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**.

6. 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

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. BLACK's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. 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.
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 employment status or of any change in residential or home address or telephone number.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. BLACK'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, MR. BLACK 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. BLACK** to provide nursing services for fees, compensation, or other consideration or who engage **MR. BLACK** 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. BLACK 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. BLACK's** suspension shall be lifted and **MR. BLACK's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. BLACK** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. BLACK** via certified mail of the specific nature of the charges and automatic suspension of **MR. BLACK's** license. **MR. BLACK** 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. BLACK** has complied with all aspects of this Order; and (2) the Board determines that **MR. BLACK** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. BLACK** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. BLACK** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Blair, Jordan A., R.N. 443750 (CASE #19-0079)

Action: It was moved by Erin Keels, seconded by Daniel Lehmann, that the Board modify the Hearing Examiner's February 18, 2020 Order Sealing Deposition Transcripts and Exhibits and Preserving Confidentiality During Hearings (Order), as to the Jordan Blair case, to unseal the "case-specific" expert deposition transcripts. The rationale is

that during the live expert testimony, members of the public attended the depositions and were able to listen to this information. In all other respects the Order remains unmodified.

It was further moved that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, with the exception of the following:

1. The Board rejects Conclusion of Law #11. The rationale is that the Board agrees with the State's Objections, pages 12-13, as the evidence shows by a preponderance that **MR. BLAIR** failed to document having questioned the orders to administer Fentanyl and Midazolam to Patient 1, or having consulted with any member of the health care team about the administration of those drugs. The Board does not disagree that **MR. BLAIR** had no duty to document inquiries or consultations that never occurred, however, the lack of documentation is factually supported and provides evidence of **MR. BLAIR's** failure to consult or question as he should have done.

It was further moved that the Board modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MR. BLAIR'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, **MR. BLAIR'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 **Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

The rationale for the modification is the following: The Hearing Examiner's Report and Recommendation inconsistently refers to a sanction which is an unstayed six-month suspension and an unstayed one-year suspension. Additionally, the Board has modified the Hearing Examiner's Conclusions of Law #11 and in so doing finds additional violations of the Nurse Practice Act that the Hearing Examiner did not. Although the Board agrees with the Hearing Examiner that Item 1.b of the Notice, discussing Mr. Blair's conduct with respect to Patient #2, should be dismissed, Mr. Blair's conduct with respect to Patient #1 was sufficiently egregious to warrant a minimum one year suspension and two-year probationary period. The Board finds in particular that patients receiving comfort care deserve to be provided care that meets acceptable and prevailing standards of safe nursing care and the departure from these standards with Patient # 1 was unacceptable.

SUSPENSION OF LICENSE

MR. BLAIR's license is suspended for an indefinite period of time but not less than one

(1) year.

The Board may reinstate **MR. BLAIR's** license if **MR. BLAIR** 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. BLAIR shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. BLAIR**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. BLAIR's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. BLAIR'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: Medication Administration; Palliative and/or Comfort Care; Nursing Ethics; Critical Thinking; and Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.
6. Successfully 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. BLAIR's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MR. BLAIR's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. BLAIR 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. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. BLAIR** 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.
4. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
5. 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**.
6. 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

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. BLAIR's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. 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.
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:

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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 employment status or of any change in residential or home address or telephone number.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. BLAIR'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, MR. BLAIR 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. BLAIR** to provide nursing services for fees, compensation, or other consideration or who engage **MR. BLAIR** 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. BLAIR 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. BLAIR's** suspension shall be lifted and **MR. BLAIR's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. BLAIR** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. BLAIR** via certified mail of the specific nature of the charges and automatic suspension of **MR. BLAIR's** license. **MR. BLAIR** 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. BLAIR** has complied with all aspects of this Order; and (2) the Board determines that **MR. BLAIR** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. BLAIR** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. BLAIR** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Jobarteh, Alhagie, R.N. 393045, APRN-CNP 023409 (CASE #18-5677)

Action: It was moved by Barbara Douglas, seconded by Sandra Beidelschies, that the Board grant the State's motion to substitute Exhibits 1 and 3 with more legible copies of the same exhibits. It was further moved 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 **MR. JOBARTEH's** licenses to practice nursing as a registered nurse and advanced practice registered nurse designated as a certified nurse practitioner in the State of Ohio be suspended for an indefinite period of time but not less than three (3) months with the conditions for reinstatement set forth below, and following reinstatement, **MR. JOBARTEH's** licenses to practice nursing as a registered nurse and advanced practice registered nurse designated as a certified nurse practitioner shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

The rationale for the modification is the following: The Board in its expertise has determined that a shorter period of suspension with continuing education and a practice evaluation prior to reinstatement, and subsequent probationary monitoring for one year, is adequate to protect the public.

SUSPENSION OF LICENSES

MR. JOBARTEH's licenses are suspended for an indefinite period of time but not less than three (3) months.

The Board may reinstate **MR. JOBARTEH's** licenses if **MR. JOBARTEH** 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. JOBARTEH shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse

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. JOBARTEH**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. JOBARTEH's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. JOBARTEH'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 Critical Thinking; four (4) hours Dealing with Difficult Patients; four (4) hours Professional Accountability and Legal Liability; two (2) hours Ohio Nursing Law and Rules; and a course in central lines. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.
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 **MR. JOBARTEH**, which identifies **MR. JOBARTEH's** knowledge/practice deficiencies and remedial educational needs.
 - b. Prior to the assessment, provide the nursing educator with a copy of this Order and submit to any nursing skills or knowledge assessments required by the educator. **MR. JOBARTEH** 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 **MR. JOBARTEH'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 **MR. JOBARTEH**

and obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MR. JOBARTEH** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MR. JOBARTEH** 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 MR. JOBARTEH 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 **MR. JOBARTEH's** licenses; and
 - ii. A written opinion stating whether **MR. JOBARTEH** 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 **MR. JOBARTEH's** licenses.
- h. If **MR. JOBARTEH** 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 **MR. JOBARTEH's** nursing license and prior to **MR. JOBARTEH** practicing as a nurse.

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. JOBARTEH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

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.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MR. JOBARTEH's** licenses shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MR. JOBARTEH 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. JOBARTEH** 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. JOBARTEH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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 **MR. JOBARTEH's** suspension shall be lifted and **MR. JOBARTEH's** licenses to practice nursing as a registered nurse and advanced practice registered nurse designated as a certified nurse practitioner will be automatically suspended if it appears to the Board that **MR. JOBARTEH** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. JOBARTEH** via certified mail of the specific nature of the charges and automatic suspension of **MR. JOBARTEH's** licenses. **MR. JOBARTEH** 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. JOBARTEH** has complied with all aspects of this Order; and (2) the Board determines that **MR. JOBARTEH** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. JOBARTEH** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. JOBARTEH** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Fugate, Heather J., P.N. 123346 (CASE #18-7013, #18-7010)

Action: It was moved by Sandra Beidelschies, seconded by Barbara Douglas, 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. FUGATE'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, retroactive to December 7, 2018, with the conditions for reinstatement set forth below, and following

reinstatement, **MS. FUGATE'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 and Temporary Practice Restrictions**, set forth below.

SUSPENSION OF LICENSE

MS. FUGATE's license is suspended for an indefinite period of time but not less than two (2) years, retroactive to December 7, 2018.

The Board may reinstate **MS. FUGATE's** license if **MS. FUGATE** 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. FUGATE shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. FUGATE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. FUGATE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. FUGATE'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 Warren County Court of Common Pleas in Case Number 2019CR035326.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. FUGATE's** expense, obtain a mental health evaluation by a mental health professional approved by the Board or its designee and, prior to the evaluation, provide the Board with complete documentation of such evaluation. Prior to the

evaluation, **MS. FUGATE** shall provide the mental health evaluator with a copy of this Order. **MS. FUGATE** 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. FUGATE's** license, and a statement as to whether **MS. FUGATE** 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. FUGATE's** license.
8. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. FUGATE's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. MS. FUGATE shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. FUGATE's license, and a statement as to whether MS. FUGATE 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 substance use disorder 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. FUGATE'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. FUGATE's** history. **MS. FUGATE** 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. FUGATE'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. FUGATE'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. FUGATE** 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. FUGATE**.

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. FUGATE**, **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. FUGATE** **and** submit the report directly to the Board.

13. **If recommended by a substance use disorder professional**, 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. FUGATE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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. FUGATE's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. FUGATE 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 Warren County Court of Common Pleas in Case Number 2019CR035326.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. FUGATE's expense, obtain a mental health evaluation by a mental health professional approved by the Board or its designee and, prior to the evaluation, provide the Board with complete documentation of such evaluation. Prior to the evaluation, MS. FUGATE shall provide the mental health evaluator with a copy of this Order. MS. FUGATE 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. FUGATE's license, and a statement as to whether MS. FUGATE is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
5. **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. FUGATE's license.**
6. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. FUGATE's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. MS. FUGATE shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. FUGATE's license, and a statement as to whether MS. FUGATE is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**

7. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. FUGATE'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. FUGATE's** history. **MS. FUGATE** shall self-administer prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. 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. FUGATE 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. FUGATE** 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. FUGATE**.

MS. FUGATE 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. FUGATE and** submit the report directly to the Board.
11. **If recommended by a substance use disorder professional**, 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

12. **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.
13. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. FUGATE** 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.
14. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
15. 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**.
16. 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

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. FUGATE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
20. 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.

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:

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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 employment status or of any change in residential or home address or telephone number.

LICENSE RESTRICTIONS

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. FUGATE 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. FUGATE** to provide nursing services for fees, compensation, or other consideration or who engage **MS. FUGATE** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MS. FUGATE 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. FUGATE's** suspension shall be lifted and **MS. FUGATE's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. FUGATE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FUGATE** via certified mail of the specific nature of the charges and automatic suspension of **MS. FUGATE's** license. **MS. FUGATE** 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. FUGATE** has complied with all aspects of this Order; and (2) the Board determines that **MS. FUGATE** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FUGATE** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. FUGATE** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Klasovsky, Marsha, P.N. 052315 (CASE #19-5691)

Action: It was moved by Matthew Carle, seconded by Sandra Beidelschies, that the Board seal Respondent's Exhibit E to protect the confidentiality of financial account information in accordance with Section 149.43(A)(1)(d)(d), ORC, and that the Board grant the State's motion to substitute Exhibit 1 with a more legible copy. 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, upon meeting the requirements for reinstatement, **MS. KLASOVSKY's** license to practice nursing as a licensed practical nurse in the State of Ohio be reinstated and be subject to terms and restrictions, including **Temporary Practice Restrictions**, set forth below.

CONDITIONS FOR REINSTATEMENT

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

complied with the Conditions for Reinstatement.

MS. KLASOVSKY shall:

1. Submit a completed application to reinstate her license to practice nursing as a licensed practical nurse.
2. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview.
3. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
4. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

TERMS AND RESTRICTIONS

Following reinstatement, **MS. KLASOVSKY's** license shall be subject to the following Terms and Restrictions for an indefinite period of time:

MS. KLASOVSKY shall:

1. Not work in a position that requires a nursing license until she submits a written request to work as a nurse and obtains written approval from the Board or its designee. **MS. KLASOVSKY must be in full compliance with this Order prior to requesting to work as a nurse.**
2. **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 approved in advance by the Board or its designee.

LICENSE RESTRICTIONS

In addition to Terms and Restrictions, MS. KLASOVSKY's license is subject to the following License Restrictions:

Temporary Practice Restrictions

For a minimum period of at least one (1) year from the date of this Order, MS. KLASOVSKY shall not practice nursing as a licensed practical nurse (1) in a patient's residence; or (2) in a nursing home.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Lee, Nicole C., R.N. 401534 (CASE #18-7079, #18-6766)

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, 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. LEE'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 two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. LEE'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 Narcotic and Permanent Practice Restrictions, unless otherwise approved in advance**, set forth below.

The rationale for the modification is the following: The Board in its expertise determined that a two (2) year suspension, followed by a three (3) year period of probation with Permanent Narcotic and Permanent Practice Restrictions, unless otherwise approved, will provide an opportunity for **MS. LEE** to be rehabilitated, and will adequately protect the public.

SUSPENSION OF LICENSE

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

The Board may reinstate **MS. LEE's** license if **MS. LEE** 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. LEE shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. LEE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. LEE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. LEE'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-19-637195-A.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. LEE's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MS. LEE** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. LEE's** license, and a statement as to whether **MS. LEE** 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 substance use disorder 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. LEE'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. LEE's** history. **MS. LEE** 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. LEE'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. LEE'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. LEE** 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. LEE**.

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. LEE**, **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. LEE 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. LEE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. LEE's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. LEE 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-19-637195-A.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. LEE's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MS. LEE** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. LEE's** license, and a statement as to whether **MS. LEE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. LEE'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. LEE's** history. **MS. LEE** 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. LEE** 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. LEE**.

MS. LEE 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. LEE** *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. LEE** 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. LEE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. LEE's license is subject to the following License Restrictions:

Permanent Narcotic Restriction

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. LEE shall not administer, have access to, or possess (except as prescribed for **MS. LEE's** use by another so authorized by law who has full knowledge of **MS. LEE's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. LEE** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. LEE** 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. LEE 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. LEE** to provide nursing services for fees, compensation, or other consideration or who engage **MS. LEE** 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. LEE 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. LEE's** suspension shall be lifted and **MS. LEE's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. LEE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. LEE** via certified mail of the specific nature of the charges and automatic suspension of **MS. LEE's** license. **MS. LEE** 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. LEE** has complied with all aspects of this Order; and (2) the Board determines that **MS. LEE** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. LEE** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. LEE** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Navarro, Lisa Sue, R.N. 412318 (CASE #19-3714)

Action: It was moved by Erin Keels, seconded by Nancy Fellows, 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. NAVARRO's** license to practice nursing as a registered nurse in the State of Ohio be suspended for a period of one (1) year from the date of this Order, and that such suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year.

The rationale for the modification is the following: The Hearing Examiner appears to have intended to impose a one-year probationary term in place of a stayed suspension term, but also recommended the suspension term end on July 16, 2020. The Board is clarifying that the probationary term shall begin effective as of the date of the Board's Order.

PROBATIONARY PERIOD

MS. NAVARRO's license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. NAVARRO 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 **MS. NAVARRO**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. NAVARRO's** criminal records check to the Board. **MS. NAVARRO'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.**

Educational Requirements

4. **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: a course in Ethics; and a course in Medical Billing. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.

Employment Conditions

5. **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.
6. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. NAVARRO** 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.
7. **Within fifteen (15) days of the effective date of this Order**, provide her 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. **MS. NAVARRO** is under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
8. 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**.
9. 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

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. NAVARRO's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
13. 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.
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 employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

The stay of **MS. NAVARRO's** suspension shall be lifted and **MS. NAVARRO's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. NAVARRO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. NAVARRO** via certified mail of the specific nature of the charges and automatic suspension of **MS. NAVARRO's** license. **MS. NAVARRO** 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. NAVARRO** has complied with all aspects of this Order; and (2) the Board determines that **MS. NAVARRO** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. NAVARRO** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. NAVARRO** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

NO REQUEST FOR HEARING

Schnipke, Megan E., P.N. 164348 (CASE #19-7406)

Action: It was moved by Nancy Fellows, seconded by Daniel Lehmann, that upon consideration of the charges stated against **MEGAN E. SCHNIPKE** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. SCHNIPKE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. SCHNIPKE'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. SCHNIPKE'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.

SUSPENSION OF LICENSE

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

The Board may reinstate **MS. SCHNIPKE's** license if **MS. SCHNIPKE** 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. SCHNIPKE shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. SCHNIPKE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. SCHNIPKE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. SCHNIPKE'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 Putnam County Court of Common Pleas in Case Number 2018 CR 0039.

Educational Requirements

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: Documentation, Caring for Alzheimer's Patients, and two hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.
8. **Within ninety (90) days immediately prior to requesting reinstatement**, 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. SCHNIPKE**, which identifies **MS. SCHNIPKE'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. SCHNIPKE** 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. SCHNIPKE'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. SCHNIPKE**

and obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. SCHNIPKE** 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. SCHNIPKE** 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. SCHNIPKE 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. SCHNIPKE's** license; and
 - ii. A written opinion stating whether **MS. SCHNIPKE** 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. SCHNIPKE's** license.
- h. If **MS. SCHNIPKE** 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. SCHNIPKE's** nursing license and prior to **MS. SCHNIPKE** practicing as a nurse.

Evaluations

9. **Within ninety (90) days immediately prior to requesting reinstatement,** at **MS. SCHNIPKE'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. SCHNIPKE** shall provide the mental health evaluator with a copy of this Order and the Notice. **MS. SCHNIPKE** 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. SCHNIPKE's** license, and a statement as to whether **MS. SCHNIPKE** 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 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. SCHNIPKE'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. SCHNIPKE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. SCHNIPKE's** license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. SCHNIPKE 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 Putnam County Court of Common Pleas in Case Number 2018 CR 0039.

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. SCHNIPKE** 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. SCHNIPKE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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.

FAILURE TO COMPLY

The stay of **MS. SCHNIPKE's** suspension shall be lifted and **MS. SCHNIPKE's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SCHNIPKE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SCHNIPKE** via certified mail of the specific nature of the charges and automatic suspension of **MS. SCHNIPKE's** license. **MS. SCHNIPKE** 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. SCHNIPKE** has complied with all aspects of this Order; and (2) the Board determines that **MS. SCHNIPKE** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SCHNIPKE** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. SCHNIPKE** 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 Deborah Knueve, Sandra Ranck and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Vasquez, Diana, P.N. 118550 (CASE #19-8015)

Action: It was moved by Erin Keels, seconded by Daniel Lehmann, that upon consideration of the charges stated against **DIANA VASQUEZ** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. VASQUEZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. VASQUEZ'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. VASQUEZ'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. VASQUEZ's license is suspended for an indefinite period of time.

The Board may reinstate **MS. VASQUEZ's** license if **MS. VASQUEZ** 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. VASQUEZ shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. VASQUEZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. VASQUEZ's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. VASQUEZ's** completed criminal records check, including the FBI check, is received by the Board.
5. Pay a fine of one thousand dollars (\$1,000.00), 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.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. VASQUEZ's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. VASQUEZ** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring including whether **MS. VASQUEZ** should attend support or peer group meetings, any additional restrictions that should be placed on **MS. VASQUEZ's** license, and a statement as to whether **MS. VASQUEZ** 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 substance use disorder 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. VASQUEZ'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. VASQUEZ's** history. **MS. VASQUEZ** 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. VASQUEZ'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. VASQUEZ'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. VASQUEZ** 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. VASQUEZ**.
 - 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. VASQUEZ**, **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. VASQUEZ** and submit the report directly to the Board.

11. **If recommended by the substance use disorder professional**, 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. VASQUEZ's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. VASQUEZ's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. VASQUEZ 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. VASQUEZ's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. VASQUEZ** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring including whether **MS. VASQUEZ** should attend support or peer group meetings, any additional restrictions that should be placed on **MS. VASQUEZ's** license, and a statement as to whether **MS. VASQUEZ** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. VASQUEZ'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. VASQUEZ's** history. **MS. VASQUEZ** 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. VASQUEZ** 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. VASQUEZ**.

MS. VASQUEZ 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. VASQUEZ** *and* submit the report directly to the Board.
8. **If recommended by the substance use disorder professional**, 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. VASQUEZ** 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. VASQUEZ's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. VASQUEZ'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. VASQUEZ 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. VASQUEZ** to provide nursing services for fees, compensation, or other consideration or who engage **MS. VASQUEZ** 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. VASQUEZ 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. VASQUEZ's** suspension shall be lifted and **MS. VASQUEZ's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. VASQUEZ** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. VASQUEZ** via certified mail of the specific nature of the charges and automatic suspension of **MS. VASQUEZ's** license. **MS. VASQUEZ** 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. VASQUEZ** has complied with all aspects of this Order; and (2) the Board determines that **MS. VASQUEZ** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. VASQUEZ** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. VASQUEZ** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Strauss, Sheldon, R.N. 269267 (CASE #19-5073)

Action: It was moved by Deborah Knueve, seconded by Matthew Carle, that upon consideration of the charges stated against **SHELDON STRAUSS** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. STRAUSS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. STRAUSS'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. STRAUSS'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

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

The Board may reinstate **MR. STRAUSS's** license if **MR. STRAUSS** 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. STRAUSS shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. STRAUSS**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. STRAUSS's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. STRAUSS'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. STRAUSS's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MR. STRAUSS** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MR. STRAUSS** should be required to abstain from the use of alcohol or any products containing alcohol, and/or attend support or peer group meetings, or a Twelve Step program, any additional restrictions that should be placed on **MR. STRAUSS's** license, and a statement as to whether **MR. STRAUSS** 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 substance use disorder 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. STRAUSS'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. STRAUSS's** history. **MR. STRAUSS** shall self-administer the prescribed drugs only in the manner prescribed.
8. **If recommended by a substance use disorder professional**, 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. STRAUSS'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. STRAUSS'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. STRAUSS** 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. STRAUSS**.

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. STRAUSS**, **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. STRAUSS** **and** submit the report directly to the Board.

10. **If recommended by a substance use disorder professional**, 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. STRAUSS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. STRAUSS's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. STRAUSS 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. STRAUSS's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MR. STRAUSS shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. STRAUSS's license, and a statement as to whether MR. STRAUSS is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
4. **If a substance use disorder evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. STRAUSS'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. STRAUSS's history. MR. STRAUSS shall self-administer prescribed drugs only in the manner prescribed.
6. **If recommended by a substance use disorder professional, 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. STRAUSS** 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. STRAUSS**.

MR. STRAUSS 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. STRAUSS** *and* submit the report directly to the Board.
8. **If recommended by a substance use disorder professional**, 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. STRAUSS** 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. STRAUSS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. STRAUSS's license is subject to the following License Restrictions:

Temporary Practice Restrictions

MR. STRAUSS 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. STRAUSS** to provide nursing services for fees, compensation, or other consideration or who engage **MR. STRAUSS** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MR. STRAUSS 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. STRAUSS's** suspension shall be lifted and **MR. STRAUSS's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. STRAUSS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. STRAUSS** via certified mail of the specific nature of the charges and automatic suspension of **MR. STRAUSS's** license. **MR. STRAUSS** 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. STRAUSS** has complied with all aspects of this Order; and (2) the Board determines that **MR. STRAUSS** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. STRAUSS** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. STRAUSS** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Radcliff, Angel (aka "Angel McManus"), P.N. 156232 (CASE #19-5366)

Action: It was moved by Daniel Lehmann, seconded by Lauralee Krabill, that upon consideration of the charges stated against **ANGEL RADCLIFF** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. RADCLIFF** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. RADCLIFF'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. RADCLIFF'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.

SUSPENSION OF LICENSE

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

The Board may reinstate **MS. RADCLIFF's** license if **MS. RADCLIFF** 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. RADCLIFF shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. RADCLIFF**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. RADCLIFF's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. RADCLIFF'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. RADCLIFF'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. RADCLIFF shall provide the mental health evaluator with a copy of this Order and the Notice. MS. RADCLIFF 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. RADCLIFF's license, and a statement as to whether MS. RADCLIFF 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 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. RADCLIFF's** license.
7. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. RADCLIFF's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MS. RADCLIFF shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. RADCLIFF's license, and a statement as to whether MS. RADCLIFF 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 substance use disorder 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. RADCLIFF'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. RADCLIFF's** history. **MS. RADCLIFF** 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. RADCLIFF'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. RADCLIFF'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. RADCLIFF** 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. RADCLIFF**.

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. RADCLIFF**, **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. RADCLIFF** **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. RADCLIFF's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. RADCLIFF's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. RADCLIFF 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. RADCLIFF'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. RADCLIFF** shall provide the mental health evaluator with a copy of this Order and the Notice. **MS. RADCLIFF** 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. RADCLIFF's** license, and a statement as to whether **MS. RADCLIFF** 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. RADCLIFF's** license.
5. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. RADCLIFF's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. RADCLIFF** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. RADCLIFF's** license, and a statement as to whether **MS. RADCLIFF** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. RADCLIFF'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. RADCLIFF's** history. **MS. RADCLIFF** shall self-administer prescribed drugs only in the manner prescribed.
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. RADCLIFF** 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. RADCLIFF**.

MS. RADCLIFF 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. RADCLIFF and** submit the report directly to the Board.

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. RADCLIFF** 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. RADCLIFF's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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. RADCLIFF's license is subject to the following License Restrictions:

Temporary Practice Restrictions

MS. RADCLIFF 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. RADCLIFF** to provide nursing services for fees, compensation, or other consideration or who engage **MS. RADCLIFF** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MS. RADCLIFF 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. RADCLIFF's** suspension shall be lifted and **MS. RADCLIFF's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. RADCLIFF** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. RADCLIFF** via certified mail of the specific nature of the charges and automatic suspension of **MS. RADCLIFF's** license. **MS. RADCLIFF** 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. RADCLIFF** has complied with all aspects of this Order; and (2) the Board determines that **MS. RADCLIFF** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. RADCLIFF** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. RADCLIFF** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Griffin, Kaveo J., P.N. 164600 (CASE #19-5009)

Action: It was moved by Lauralee Krabill, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **KAVEO J. GRIFFIN** in the Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that disciplinary action taken against **MR. GRIFFIN's** license in the Consent Agreement dated September 27, 2018 was adequate to protect the public and that, in accordance with Section 4723.061, ORC, no disciplinary action be imposed on **MR. GRIFFIN's** license to practice nursing as a licensed practical nurse.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Bryant, Heather Marie, P.N. 146123 (CASE #19-7728)

Action: It was moved by Sandra Beidelschies, seconded by Lauralee Krabill, that upon consideration of the charges stated against **HEATHER BRYANT** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. BRYANT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. BRYANT'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. BRYANT'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 Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

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

The Board may reinstate **MS. BRYANT's** license if **MS. BRYANT** 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. BRYANT shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. BRYANT**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. BRYANT's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. BRYANT'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 Avon Lake Municipal Court in Case Number CRB 1800018.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement,** at **MS. BRYANT's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. BRYANT** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. BRYANT's** license, and a statement as to whether **MS. BRYANT** 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 substance use disorder 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. BRYANT'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. BRYANT's** history. **MS. BRYANT** 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. BRYANT'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. BRYANT'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. BRYANT** 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. BRYANT**.
 - 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. BRYANT**, **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. BRYANT** and submit the report directly to the Board.

11. **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

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. BRYANT's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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. BRYANT's** license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. BRYANT 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 Avon Lake Municipal Court in Case Number CRB 1800018.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request,** at **MS. BRYANT's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. BRYANT** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. BRYANT's** license, and a statement as to whether **MS. BRYANT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **If a substance use disorder evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. BRYANT'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. BRYANT's** history. **MS. BRYANT** 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. BRYANT** 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. BRYANT**.

MS. BRYANT 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. BRYANT 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. BRYANT** 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. BRYANT's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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. BRYANT'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. BRYANT 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. BRYANT** to provide nursing services for fees, compensation, or other consideration or who engage **MS. BRYANT** 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. BRYANT 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. BRYANT's** suspension shall be lifted and **MS. BRYANT's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. BRYANT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BRYANT** via certified mail of the specific nature of the charges and automatic suspension of **MS. BRYANT's** license. **MS. BRYANT** 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. BRYANT** has complied with all aspects of this Order; and (2) the Board determines that **MS. BRYANT** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an

interview with **MS. BRYANT** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. BRYANT** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Carter, Tiara Marie (aka "Tiara Marie McCord Carter"), R.N. 386758 (CASE #18-7533)

Action: It was moved by Matthew Carle, seconded by Barbara Douglas, that upon consideration of the charges stated against **TIARA MARIE CARTER** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. CARTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. CARTER'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. CARTER's license is suspended for an indefinite period of time.

The Board may reinstate **MS. CARTER's** license if **MS. CARTER** 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. CARTER shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. CARTER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. CARTER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. CARTER'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 for Voluntary Surrender issued by the Kentucky Board of Nursing, dated December 20, 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. CARTER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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 Sandra Ranck and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Cotton, Tonya A., P.N. 114132 (CASE #19-3672, #19-0937)

Action: It was moved by Barbara Douglas, seconded by Nancy Fellows, that upon consideration of the charges stated against **TONYA A. COTTON** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. COTTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. COTTON'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. COTTON'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 and Temporary Practice Restrictions**, set forth below.

SUSPENSION OF LICENSE

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

The Board may reinstate **MS. COTTON's** license if **MS. COTTON** 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. COTTON shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. COTTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. COTTON's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. COTTON'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 Ashland County of Court Common Pleas in Case Number 19-CRI-133.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. COTTON's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. COTTON** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring including whether **MS. COTTON** should attend support or peer group meetings, any additional restrictions that should be placed on **MS. COTTON's** license, and a statement as to whether **MS. COTTON** 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 substance use disorder 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. COTTON'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. COTTON's** history. **MS. COTTON** 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. COTTON'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. COTTON'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. COTTON** 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. COTTON**.

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. COTTON**, **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. COTTON and** submit the report directly to the Board.

11. **If recommended by the substance use disorder professional**, 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. COTTON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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:

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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. COTTON's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. COTTON 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 Ashland County of Court Common Pleas in Case Number 19-CRI-133.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. COTTON's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. COTTON** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring including whether **MS. COTTON** should attend support or peer group meetings, any additional restrictions that should be placed on **MS. COTTON's** license, and a statement as to whether **MS. COTTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. COTTON'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. COTTON's** history. **MS. COTTON** 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. COTTON** 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. COTTON**.

MS. COTTON 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. COTTON** *and* submit the report directly to the Board.
9. **If recommended by the substance use disorder professional**, 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. COTTON** 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. COTTON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. COTTON's** license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. COTTON 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. COTTON** to provide nursing services for fees, compensation, or other consideration or who engage **MS. COTTON** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MS. COTTON 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. COTTON's** suspension shall be lifted and **MS. COTTON's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. COTTON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. COTTON** via certified mail of the specific nature of the charges and automatic suspension of **MS. COTTON's** license. **MS. COTTON** 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. COTTON** has complied with all aspects of this Order; and (2) the Board determines that **MS. COTTON** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. COTTON** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. COTTON** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Hutchinson, Michelle D., R.N. 312572 (CASE #19-7796)

Action: It was moved by Nancy Fellows, seconded by Lauralee Krabill, that upon consideration of the charges stated against **MICHELLE D. HUTCHINSON** in the Notice and evidence supporting the charges, the Board find that **MS. HUTCHINSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. HUTCHINSON'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. HUTCHINSON's license is suspended for an indefinite period of time.

The Board may reinstate **MS. HUTCHINSON's** license if **MS. HUTCHINSON** 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. HUTCHINSON shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. HUTCHINSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. HUTCHINSON's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. HUTCHINSON'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. **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: 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**.

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. HUTCHINSON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Rankin, Joni, P.N. 079536 (CASE #20-1155)

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that upon consideration of the charges stated against **JONI RANKIN** in the Notice and evidence supporting the charges, the Board find that **MS. RANKIN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. RANKIN'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. RANKIN's license is suspended for an indefinite period of time.

The Board may reinstate **MS. RANKIN's** license if **MS. RANKIN** 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. RANKIN shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. RANKIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. RANKIN's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. RANKIN'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. **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: four (4) hours Professional Accountability and Legal Liability, two (2) hours Medication Safety, and two (2) hours Ohio Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.

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. RANKIN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

MISCELLANEOUS COMPLIANCE MOTIONS

Kenerly, Mindi, R.N. 333332 (CASE #17-3825)

Action: It was moved by Sandra Beidelschies, seconded by Matthew Carle, that the Board dismiss the March 18, 2020 Notice of Opportunity for Hearing that was issued to **Ms. Kenerly, R.N. 333332**, in Case No. 17-3825, as **Ms. Kenerly** is deceased.

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

Stengle, Barbara, R.N. 151181 (CASE #19-2234)

Action: It was moved by Sandra Beidelschies, seconded by Matthew Carle, that the Board dismiss the July 25, 2019 Notice of Opportunity for Hearing that was issued to **Ms. Stengle, R.N. 151181**, in Case No. 19-2234, as the court reporter for the hearing that occurred on January 14, 2020 has not provided the Board a stenographic record of the hearing as required by Section 119.09, ORC.

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

Clever, Dalena Renee, R.N. 271484 (CASE #19-3452)

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board remand Case No. 19-3452, **Dalena Renee Clever, R.N. 271484**, for a rehearing, as the court reporter for the hearing that occurred on February 7, 2020 has not provided the Board a stenographic record of the hearing as required by Section 119.09, ORC.

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

Rucker, David, R.N. 430289 (CASE #19-2510)

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the Board remand Case No. 19-2510, **David Rucker, R.N. 430289**, for a rehearing, as the court reporter for the hearing that occurred on February 18, 2020 has not provided the Board a stenographic record of the hearing as required by Section 119.09, ORC.

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

DEFAULT ORDERS

Rayburn, Stacey Renae, P.N. 097441 (CASE #17-3572)

Action: It was moved by Nancy Fellows, seconded by Barbara Douglas, that the Board find that **MS. RAYBURN** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and in accordance with Section 4723.28(G) ORC, **MS. RAYBURN** has admitted the truth of the allegations set forth in the August 6, 2019 Examination Order issued to **MS. RAYBURN** and that **MS. RAYBURN** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. RAYBURN's** license to practice nursing as a licensed practical nurse, in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. RAYBURN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RAYBURN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. RAYBURN** shall, at her own expense, submit to a substance use disorder examination specifically addressing her ability to safely function in a clinical nursing capacity, by Scott Dagenfield, CCDC-III, 2503 West Broad Street, Columbus, Ohio 43204, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. RAYBURN** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS.**

RAYBURN shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. RAYBURN's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. RAYBURN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MS. RAYBURN** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. RAYBURN** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. RAYBURN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. RAYBURN** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. RAYBURN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. RAYBURN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. RAYBURN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. RAYBURN** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. RAYBURN** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Hite, Susan Kay, P.N. 146065 (CASE #18-6232)

Action: It was moved by Nancy Fellows, seconded by Barbara Douglas, that the Board find that **MS. HITE** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and in accordance with Section 4723.28(G) ORC, **MS. HITE** has admitted the truth of the allegations set forth in the December 9, 2019 Examination Order issued to **MS. HITE** and that **MS. HITE** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. HITE's** license to practice nursing as a licensed practical nurse, in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. HITE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HITE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. HITE** shall, at her own expense, submit to a substance use disorder examination specifically addressing her ability to safely function in a clinical nursing capacity, by Scott Dagenfield, CCDC-III, 2503 West Broad Street, Columbus, Ohio 43204, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. HITE** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS. HITE** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. HITE's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. HITE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. HITE** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical

dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. HITE** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. HITE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. HITE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. HITE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. HITE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. HITE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. HITE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. HITE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

Cloyd, Robbie Louise (aka "Robbie Mangus"), R.N. 304111 (CASE #19-2969)

Action: It was moved by Nancy Fellows, seconded by Barbara Douglas, that the Board find that **MS. CLOYD** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and in accordance with Section 4723.28(G) ORC, **MS. CLOYD** has admitted the truth of the allegations set forth in the December 6, 2019 Examination Order issued to **MS. CLOYD** and that **MS.**

CLOYD has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. CLOYD's** license to practice nursing as a registered nurse, in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. CLOYD** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CLOYD** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. CLOYD** shall, at her own expense, submit to a substance use disorder examination specifically addressing her ability to safely function in a clinical nursing capacity, by Scott Dagenfield, CCDC-III, 2503 West Broad Street, Columbus, Ohio 43204, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. CLOYD** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS. CLOYD** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. CLOYD's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. CLOYD** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. CLOYD** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. CLOYD** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. CLOYD** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.

6. **MS. CLOYD** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. CLOYD** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. CLOYD** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. CLOYD** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. CLOYD** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. CLOYD** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

VOLUNTARY RETIREMENTS

Action: It was moved by Barbara Douglas, seconded by Daniel Lehmann, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case(s):

Wilder, Stacy, R.N. 320806 (CASE #20-0911); Bloom, Barbara, R.N. 192010 (CASE #19-7456); Hosmer, Gaylyn, R.N. 214765, APRN-CNP 00271 (CASE #18-6072).

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

CONSOLIDATIONS HEARINGS/NO REQUEST HEARING

Kloepfel, Elizabeth A., R.N. 380725 (CASE #19-2315; #19-1117)

Action: It was moved by Barbara Douglas, seconded by Daniel Lehmann, that the Board consolidate for the purposes of consideration the November 21, 2019 Notice of Opportunity for Hearing, Case Number 19-2315, and the January 16, 2020 Notice of Immediate Suspension and Opportunity for Hearing, Case Number 19-1117 (Notices).

It was further moved that upon consideration of the charges stated against **ELIZABETH A. KLOEPPPEL** in the Notices and evidence supporting the charges, the Board find that **MS. KLOEPPPEL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. KLOEPPPEL'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. KLOEPPPEL'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. KLOEPPPEL's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. KLOEPPPEL's** license if **MS. KLOEPPPEL** 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. KLOEPPPEL shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse 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. KLOEPPPEL**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. KLOEPPPEL's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. KLOEPPPEL'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 Allen County Court of Common Pleas in Case Number CR 2019 0412.

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. KLOEPPPEL's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. MS. KLOEPPPEL shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. KLOEPPPEL's license, and a statement as to whether MS. KLOEPPPEL 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 substance use disorder 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. KLOEPPPEL'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. KLOEPPPEL's** history. **MS. KLOEPPPEL** 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. KLOEPPPEL'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. KLOEPPPEL'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. KLOEPPPEL 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. KLOEPPPEL.**
 - 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. KLOEPPPEL**, *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. KLOEPPPEL** *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. KLOEPPPEL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

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. KLOEPPEL's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. KLOEPPEL 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 Allen County Court of Common Pleas in Case Number CR 2019 0412.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. KLOEPPEL's** expense, obtain a substance use disorder

evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. KLOEPPPEL** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. KLOEPPPEL's** license, and a statement as to whether **MS. KLOEPPPEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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. KLOEPPPEL'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. KLOEPPPEL's** history. **MS. KLOEPPPEL** 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. KLOEPPPEL** 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. KLOEPPPEL**.

MS. KLOEPPPEL 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. KLOEPEL** *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. KLOEPEL** 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. KLOEPPPEL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
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. KLOEPPPEL's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. KLOEPPPEL 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. KLOEPPPEL** to provide nursing services for fees, compensation, or other consideration or who engage **MS. KLOEPPPEL** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

MS. KLOEPPPEL 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. KLOEPPPEL's** suspension shall be lifted and **MS. KLOEPPPEL's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. KLOEPPPEL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. KLOEPPPEL** via certified mail of the specific nature of the charges and automatic suspension of **MS. KLOEPPPEL's** license. **MS. KLOEPPPEL** 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. KLOEPPPEL** has complied with all aspects of this Order; and (2) the Board determines that **MS. KLOEPPPEL** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. KLOEPPPEL** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. KLOEPPPEL** 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 and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of July 2020.

MONITORING

RELEASE FROM SUSPENSION/PROBATION

Action: It was moved by Erin Keels seconded by Nancy Fellows, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s):

Miller, Asia, P.N. 156400, MAC 00166 (CASE #15-7421); Hall, Tamara, P.N. 128684 (CASE #17-5591); Grace, Evelyn, P.N. 171430 (CASE #19-0631); Dardinger, Eric, R.N. 329189, APRN-CNP 14549 (CASE #16-7930, #16-2271); Ramsey, Morgan, R.N. 421728 (CASE #17-4175); Schmees, Megan, R.N. 458962 (CASE #19-2043); Hartman, Tiffany, R.N. 389926 (CASE #18-5633, #18-5426; #18-5624); Edmonds, Richard, P.N. 082441 (CASE #18-3648); Graham, Sean, P.N. 166414 (CASE #18-7298); Folger, Jordyn, R.N. 462862 (CASE #18-3685); Mahilo, Sarah, R.N. 330620 (CASE #17-1155); Matusiak, Alicja, R.N. 359101, CRNP-CNP 16032 (CASE #15-7924); Scott, Lori, R.N. 328322 (CASE #16-5519); Woods-Wiggins, Talena, P.N. 117073 (CASE #16-6492, #15-1945); Cornelison, Taraysha, P.N. 171442 (CASE #19-0746); Trogdon, Sarah, P.N. 113902 (CASE #16-5186), Davis, Alisa, R.N. 279196 (CASE #17-0964).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

RELEASE OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Nancy Fellows, seconded by Barbara Douglas, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released early from their Consent Agreement(s):

Marlowe, Shauna, R.N. 411105, P.N. 148350 (CASE #16-1731); Chevraux, Angela, P.N. 109615 (CASE #18-4953); Pence, Anna, R.N. 307458 (CASE #14-2941); Peretti, Jason, R.N. 337714 (CASE #15-7578).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

RELEASE FROM SUSPENSION/PROBATION - PERMANENT PRACTICE RESTRICTIONS REMAIN

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) and/or Adjudication Order(s) with the exception of the permanent practice restrictions that will remain in effect:

Bryan, Anna, R.N. 366920, P.N. 115768 (CASE #17-4938); Hashman, Justin, R.N. 346061, P.N. 125166 (CASE #17-0092); Callahan, Jill, R.N. 371258 (CASE #16-2563); Hice, Lauren, R.N. 366021 (CASE #16-6177); Mangham, Lyn, P.N. 095397 (CASE #08-

3474); Hart, Breanna, P.N. 149177 (CASE #15-1211); Betts, Amanda, R.N. 326507 (CASE #13-6356).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

RELEASE FROM SUSPENSION/PROBATION – PERMANENT PRACTICE AND NARCOTIC RESTRICTIONS REMAIN

Action: It was moved by Matthew Carle, seconded by Deborah Knueve, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from her Consent Agreement with the exception of the permanent practice and permanent narcotic restrictions that will remain in effect:

Hudson, Amy, R.N. 327128 (CASE #16-3569).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

RELEASE FROM TEMPORARY PRACTICE RESTRICTIONS

Action: It was moved by Matthew Carle, seconded by Sandra Beidelschies, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from the temporary practice restrictions within the Consent Agreement:

Gilliam, Selene, R.N. 332405 (CASE #17-6228).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Sandra Beidelschies, seconded by Barbara Douglas, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction within their Consent Agreement(s):

Roof, Christine, R.N. 320173 (CASE #18-4966); Barnett, Hayley, R.N. 349257, P.N. 130745 (CASE #15-8166, #15-8138); North, Rachael, P.N. 145307 (CASE #18-3932).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by Erin Keels, seconded by Daniel Lehmann, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary

Matters, be reinstated subject to the probationary terms and restrictions of their Consent Agreement(s):

Marian, Brandy, P.N. 156716 (CASE #18-7596); Wireman, Danielle, R.N. 257798 (CASE #16-6810, #16-1683); Mangol, Rebecca, R.N. 430791, P.N. 103910 (CASE #18-0039); Walker, Sheoni, P.N. 146412 (CASE #19-6324); Lee, Sheena, R.N. 380597, APRN-CNP 020753 (CASE #18-1839); Foos, Jamie, P.N. 128294 (CASE #19-7965); Roberson, Kennetta, R.N. NCLEX (CASE #16-5481); Morgan, Zachary, R.N. 324742 (CASE #17-2196); Smith, Sandra, P.N. 102540 (CASE #19-5678); Hill, Falon, R.N. 328422 (CASE #17-5242, #17-5097).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Daniel Lehmann, seconded by Erin Keels, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of the Adjudication Order:

Adamic, Amy, R.N. 358605 (CASE #17-0582).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

MOTION TO APPROVE

Action: It was moved by Erin Keels, seconded by Nancy Fellows, that the Board accept the following approvals made by Patricia Sharpnack, Supervising Member for Disciplinary Matters:

Abrigg, Debra, R.N. 342793 (CASE #19-0315) – Accept James Slattery, LICDC, to complete the individual drug and alcohol therapy sessions.

Page, Tammy, P.N. 109984 (CASE #19-1558) – Accept Barbara Bennett, DO, to complete the comprehensive physical evaluation.

Civils, Jon, P.N. 117465 (CASE #09-1422) – Accept Jeremy Carpenter, MD, to complete the comprehensive psychiatric evaluation.

Alexander, Nicole, P.N. 131115 (CASE #18-1949) – Accept Patricia Bailey, APRN-CNP, to complete the substance use disorder and mental health evaluation.

Monk, Miranda, P.N. 159650 (CASE #17-2688) – Accept Cindy Hammond, APRN-CNP, to complete the substance use disorder and mental health evaluation.

French, Amanda, P.N. 145902 (CASE #19-1724, #18-7343, #18-7179, #18-7178) – Accept Amanda Pease, LISW-S, to complete the substance use disorder evaluation.

Shaffner, Lauren, R.N. 429324 (CASE #19-7890) – Accept Kimberly Bonta, LSW, LICDC, to complete the substance use disorder evaluation.

O’Daniel, Shelly, R.N. 351328 (CASE #19-5214, #19-4036) – Accept Darrell Guest, LISW-S, LICDC, to complete the substance use disorder evaluation.

Whitmore, Irvin, P.N. 141765 (CASE #10-5540) – Accept Anthony Ruscitelli, LICDC-C, to complete the substance use disorder evaluation.

Eblin, Rebecca, R.N. 255964 (CASE #19-7716) – Accept Michelle Gilmore, LCDC III, to complete the substance use disorder evaluation.

Maze, Kyle, R.N. 400588 (CASE #19-6733) – Accept Gabrielle Brooks, LPC, to complete the substance use disorder evaluation.

Miller, Jamie, R.N. 328641, APRN-CRNA 18164 (CASE #18-4118) – Accept David Cummins, MD, to complete the substance use disorder evaluation.

Shackelford, Hollyn, R.N. 396081 (CASE #17-5932, #16-4939) – Accept Linda Holley, LCDC III, to complete the substance use disorder evaluation.

Weber, Abigale, R.N. 389769 (CASE #17-4008) – Accept Nicole Hohler, LICDC, to complete the substance use disorder evaluation.

Clark, Nancy, P.N. 156040 (CASE #18-1567, #16-3933, #17-2613, #18-4933) – Accept Linda Hritz, LISW, LICDC, to complete the substance use disorder evaluation.

Dorman, Jenna, R.N. 444201 (CASE #19-6118, #19-4001) – Accept Linda Hritz, LISW, LICDC, to complete the substance use disorder evaluation.

Knazek, Jodi, P.N. 105607 (CASE #20-1402) – Accept Sara Gear, LPCC-S, to complete the substance use disorder evaluation.

Aikins, Beverly, R.N. 228068 (CASE #18-6927) – Accept Emmett Cooper, MD, to complete the substance use disorder evaluation.

Bowen, Amber, P.N. 165855 (CASE #19-1509) – Accept Kelly Stevenson, LISW, to complete the mental health evaluation.

Walker, Lacy, P.N. 174214 (CASE #19-8042) – Accept Orion Monroe, LPCC, to complete the mental health evaluation.

Deel, Mindy, R.N. 318950 (CASE #18-6532) - Accept a nursing position as Supervisor of Medical Operations with CSL Plasma in Springfield.

Abbott, Paula, R.N. 283101, APRN-CNP 08849 (CASE #12-1237) – Accept a nursing position as an Advanced Practice Registered Nurse with Your Home Advantage Humana through Hueman Risk Adjustment Staffing.

Brown, Jamie, R.N. 458961 (CASE #18-6308) – Accept a nursing position as Home Therapies Program Manager with Fresenius Medical Care.

Bennett, Eric, R.N. 314669 (CASE #18-1637) – Accept a nursing position as a nurse supervisor with Pike County Recovery Council.

Alexander, II, Clifton, R.N. 401157, P.N. 146592 (CASE #20-1041) – Accept a nursing position as a Registered Nurse Case Manager with Altimate Home Health Care in Westerville.

Smith, Felton, P.N. 162408 (CASE #19-0982) – Accept the learning plan submitted by Jane Zachrich, RN, MSN.

Vance, Victoria, R.N. 456218 (CASE #19-3683) – Accept the learning plan submitted by David Woodruff, RN, APRN-CNS, Ph.D.

Redman, Cody, R.N. 451848 (CASE #19-3226, #19-3934, #19-6457) – Approval to work as a nurse.

Fuller, Tawni, R.N. 333366, APRN-CRNA 13453 (CASE #18-6939) – Approval to work as a nurse.

Gedeon, Kristin, P.N. 131100 (CASE #19-2140) – Approval to work as a nurse.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

MISCELLANEOUS MONITORING MOTIONS

Action: It was moved by Nancy Fellows, seconded by Barbara Douglas, that the Board approve the following, as recommended by Patricia Sharpnack, Supervising Member for Disciplinary Matters:

Medastin, Linda, R.N. 474352, P.N. 170742 (CASE #20-0614, #19-2755) - Accept the Education Needs Assessment and Learning Plan completed by Dawn Hedges, MSN, APRN-CNP.

Webb, Sabrina, R.N. 427899 (CASE #14-4261) - Accept an Assistant Director of Nursing position with Otterbein Pemberville in Pemberville and release from

probationary terms and restrictions with Permanent Practice Restrictions to remain in effect.

Beery, Jamie, R.N. 477100 (CASE #20-1117) – Accept Trevor Davis, LSW, LICDC-III, to complete the substance use disorder and mental health evaluations.

Davis, Sarah, DTI 006268 (CASE #20-0811) – Accept Rachel Sieke, MD, to complete the mental health evaluation.

Blake, Lindsay, R.N. 376991 (CASE #19-7225) – Accept Joseph Shannon, Ph.D, to complete the substance use disorder evaluation.

Burkhalter, Craig, R.N. 302819 (CASE #19-3589) – Approve extensive orientation at Colonial Manor Health Care Center in Loudonville.

Powell, Aubrey, R.N. 398306 (CASE #15-4463) – Accept a ADON position at Willowood Care Center. On March 18, 2020, the Board approved Ms. Powell to accept an interim DON position at Willowood Care Center.

Michonski, Virginia, P.N. 171902 (CASE #19-7256) - Completion of substance use disorder counseling as required by the March 18, 2020 Addendum to the July 25, 2019 Consent Agreement.

Jarrett, Brandi, R.N. 367720 (CASE #20-1686) - Approval to work as a nurse and accept nursing employment as a Staff Nurse at Country Club Rehabilitation Campus in Bellaire.

Marcum, Kali, P.N. 129267 (CASE #17-0404, #16-5842, #16-8007) - Approval to seek nursing employment in Ohio.

Paraon, Ma Jessica, R.N. 345095 (CASE #20-0063) – License reinstatement and completion of conditions in the May 21, 2020 Consent Agreement.

Ewing, Cushana, P.N. 141758 (CASE #19-2516) – Approve extensive orientation at Norwood Towers.

Baker, Roxanne, R.N. 277277 (CASE #09-5712) – Accept Melvina Ann Pounds, LCDC III, to complete the chemical dependency evaluation.

Carter, Vanessa, R.N. 417727, P.N. 146645 (CASE #17-1225, #17-0178, #17-0826) - Release from the second paragraph of the Temporary Narcotic Restriction in the September 14, 2017 Consent Agreement prohibiting Ms. Carter from calling or ordering prescriptions or prescription refills for narcotics, other controlled substances, or mood altering drugs.

Willoughby, Rebecca, R.N. 419118, P.N. 104380 (CASE #14-7000) - Release from the Temporary Practice Restrictions effective July 31, 2020.

Wilson, Allison, R.N. 307864, APRN-CNP 18728 (CASE #19-2241) – Accept Scott Yoho, DO, to complete the substance use disorder and mental health evaluations.

Blake, Emily, R.N. 367062 (CASE #16-1667) - Release from probationary terms and restrictions effective July 27, 2020 with the Temporary Practice Restrictions to remain in effect.

Mahone, Alicia, P.N. 130204 (CASE #12-1335, #11-3369) – License reinstatement and accept Jennifer Borovica, LISW, of Rebel Rising Wellness to provide counseling.

Reiter, Stephanie, R.N. 396047 (CASE #17-5359, #17-0569) – Approval to administer, have access to, or possess narcotics, other controlled substances, or mood altering drugs; and to count narcotics or possess or carry work keys for locked medication carts, cabinets, drawers, or containers and to call in or order prescriptions or prescription refills while employed as a nurse at Addison Heights in Maumee.

Payne, William, R.N. 417787 (CASE #18-0178, #17-0326) – Accept Rakesh Ranjan, MD, to complete the medication management evaluation and for Bret Kalina, LPC, to provide the mental health counseling.

Wright, Cynthia, P.N. 128152 (CASE #14-6591) - Release from probationary terms and restrictions effective August 7, 2020.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

COMPLETION OF REQUIREMENTS

Action: It was moved by Barbara Douglas, seconded by Deborah Knueve, that the Board approve prior completion of Reprimand Consent Agreement(s) and/or Adjudication Order terms and restrictions for the following:

Russell, Elizabeth, R.N. 450882 (CASE #19-2324, #18-7044); Rodgers, Melissa, R.N. 396866 (CASE #17-2341); Beck, Erin, P.N. 122011 (CASE #19-2948); Wyatt, Timber, R.N. 366014 (CASE #19-0230); Royston, Tori, P.N. 163972 (CASE #18-4907); Shaferly, Angela, R.N. 297754 (CASE #18-5115); Barrows, Raymond, R.N. 264440, APRN-CNP-06938 (CASE #19-1638); Alexander, Cathryn, R.N. 434861 (CASE #19-2132); Jones, Wanda, R.N. 472033, P.N. 155954 (CASE #19-6897); Posedly, Lenore, R.N. 110972 (CASE #19-6130); Kaminski, Andrea, P.N. 140244 (CASE #18-4798); Jones, Erica, P.N. 170004 (CASE #19-2611); Bartz, Brenda, R.N. 237509 (CASE #18-4949); Conteh, Kawsu, R.N. 329866, APRN-CNP 021248 (CASE #19-0293); Macatangay Rizo, Rosalee, R.N. 259875 (CASE #18-7506); Ruetz, Brittanie, P.N. 174907 (CASE #20-0517); Kelley, Lana, P.N. 075756 (CASE #18-7361, #18-7505);

Scales, Kristi, P.N. 149659 (CASE #17-4616); Fortkamp, Ashley, P.N. 129249 (CASE #18-3474); Parker, Eric, P.N. 167233 (CASE #19-5005); Wasko, Jennifer, R.N. 339362 (CASE #18-6770); Harris, Sharree, P.N. 140388 (CASE #19-1927); Davis, Karlie, R.N. 274525 (CASE #17-4388); Grubbs, Jo Ann, P.N. 064930 (CASE #20-0117); Paradise, Karen, R.N. 290149, APRN-CNP 08468 (CASE #19-0929); Hampton, Brenda, P.N. 119720 (CASE #18-6593); Hughes, Aaron, R.N. 408189, P.N. 119630 (CASE #17-6761); Johnson, Aisha, R.N. 448356, P.N. 158991 (CASE #20-0540); Summers, Patricia, R.N. 128256, APRN-CNP 01076 (CASE #20-0234); Sitzman, Caryn, P.N. 136101 (CASE #19-3428); Burns, Sandra, P.N. 104472 (CASE #06-1822); Padula, Lynette, P.N. 023318 (CASE #18-2673); Rosa, Melissa, R.N. 418187 (CASE #18-6786); Schneider, Mary, P.N. 147269 (CASE #11-3648); Eruvwetaghware, Isedua, R.N. 477101 (CASE #19-7276); Blevins, Stephanie, P.N. 123620 (CASE #19-0608); McCowan, Julie, P.N. 131686 (CASE #18-5738); Schweitzer, Terri, P.N. 160159 (CASE #19-4176); Nussle, Leslie, R.N. 471996 (CASE #19-7549); El-Bash, Lyra, R.N. 469535 (CASE #19-5596); Silc, Samantha, R.N. 366984, P.N. 136663 (CASE #18-6257).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

REPORTS TO THE BOARD

There were no guests for Open Forum.

Other Reports

Review of Interpretive Guideline

Interpretive Guideline: Registered Nurse Care of Patients Receiving Intravenous Moderate Sedation for Medical and/or Surgical Procedures

Lisa Emrich presented the Interpretive Guideline for review. The Board agreed to revise the language in #2 (the last line of page 2) to read, *“Independently select the medication or dosage to induce deep sedation or anesthesia to be administered during a procedure.”*

Action: It was moved by Sandra Beidelschies, seconded by Erin Keels, that the Board re-approve the Interpretive Guideline; Registered Nurse Care of Patients Receiving Intravenous Moderate Sedation for Medical and/or Surgical Procedures, as amended. Motion adopted by unanimous vote of the Board members present.

Compliance Protocols

Lisa Ferguson-Ramose presented the compliance protocols and reviewed the proposed revisions.

Disciplinary Complaint Protocol

Action: It was moved by Sandra Ranck, seconded by Barbara Douglas, that the Board approve the Disciplinary Complaint Protocol as submitted with proposed revisions. Motion adopted by unanimous vote of the Board members present.

Discipline Priorities and Guidelines Protocol

Action: It was moved by Deborah Knueve, seconded by Daniel Lehmann, that the Board approve the Discipline Priorities and Guidelines Protocol as submitted. Motion adopted by unanimous vote of the Board members present.

Settlement Conference Protocol

Action: It was moved by Barbara Douglas, seconded by Sandra Ranck, that the Board approve the Settlement Conference Protocol as submitted with proposed revisions. Motion adopted by unanimous vote of the Board members present.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Hotels for 2021

The Board agreed to stay at the DoubleTree Suites for Board meetings and the Embassy Suites Columbus Airport for the April Retreat if in-person meetings are held in 2021.

EVALUATION OF MEETING AND ADJOURNMENT

On Wednesday, July 22, 2020, the meeting adjourned at 12:30 p.m. On Thursday, July 23, 2020, the meeting adjourned at 10:57 a.m.

Lauralee Krabill, MBA, RN
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

