



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD January 17-18, 2008

The regular meeting of the Ohio Board of Nursing (Board) was held on January 17-18, 2008 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, January 17, at 8:32 a.m., President Lisa Klenke called the Board meeting to order. On Friday, January 18, at 8:31 a.m., President Lisa Klenke called the Board meeting to order. Vice-President J. Jane McFee read the Board mission each day.

BOARD MEMBERS

Lisa Klenke, MBA, RN, CNA-A, President
J. Jane McFee, LPN, Vice-President
Anne Barnett, BSN, RNC, CWS
Janet L. Boeckman, RN, DNP, CPNP
Judith Brachman, Consumer Member
Elizabeth Buschmann, LPN
Debra Broadnax, MSN, RN, CNS, Supervising Member, Disciplinary Matters
Patricia Burns, LPN (absent Friday)
Kathleen Driscoll, JD, MS, RN
Cynthia Krueger, RN, MSN (absent Friday)
Kathleen O'Dell, RN, M.ED, NCSN
Teresa Williams, LPN
Eric Yoon, MSN, ACNP, CCNS

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 Thursday, the Board Reception was held at 8:00 a.m. A noon meeting of the Board Committee on Practice was held.
- On Friday, Open Forum was held at 10:00 a.m. and the Board Committee for the Nurse Education Grant Program (NEGP) was held at noon.

On Thursday and Friday President Klenke recognized students, welcomed the gallery, and requested that Board members introduce themselves and indicate their practice areas and hometowns.

Minutes of November 14-16, 2007 Board Meeting

Action: It was moved by Elizabeth Buschmann, seconded by Teresa Williams to approve the minutes of the November 14-16, 2007 Board meeting, as amended. Motion adopted by unanimous vote of the Board members.

Executive Director Report

Betsy Houchen provided highlights of the Executive Director report.

- The Board has not yet received a response from the Medical Board regarding PICC line placement.
- The Practice consultants continue to receive a high number of practice questions.
- Eric Mays is the designated Board NURSIS administrator, with Karen Scott serving as the backup administrator. Lesleigh Robinson and K. Scott attended a licensure regulatory conference in November 2007.
- The administrative rule changes have been final filed and will be effective on February 1, 2008.
- Sixty medication aide certificates have been issued, however, two certificate holders did not renew, so there are 58 current, valid certificates at this time.
- The total number of complaints received for 2007 is 3,900.
- B. Houchen will attend a one-day focus group sponsored by the National Council of State Boards of Nursing to discuss multi-state licensure.
- There was a survey distributed for the Regulatory Reform Initiative. One of the questions was whether agencies would be interested in using a centralized panel for Hearing Examiners. Board staff answered that the Board would be interested in exploring the idea.
- B. Houchen provided highlights of the NCSBN Board meeting she attended in December.

Consumer Direction Care – ODJFS

Holly Fischer updated the Board on the ODJFS Consumer Direction Care and answered Board Member questions. Theresa Williams stated she was concerned about oversight of individuals caring for consumers. J. Brachman stated she understood the safety issue, however, she believes that the consumer's view is that they would control their care and hire someone they know.

Eric Yoon and T. Williams stated that they are concerned with the individuals performing tracheotomy reinsertions, as is being proposed by ODJFS. Other concerns voiced by the Board were about adequate training, accountability of the unlicensed individuals, and the administration of allergy injections in the home by

an unlicensed person due to the possibility of anaphylactic shock. H. Fischer stated she would inform ODJFS of these concerns and that she expected to receive draft legislative language for the Board to review in the future.

Staff Survey Follow-up

1. Diversity Training is scheduled for January 25, 2008.
2. A Leadership Team has been created to include the management team, all supervisors, the HR Officer and the Executive Assistant. The group will meet monthly to facilitate communication.
3. In January there will be a reorganization of the reporting structure of the Compliance Unit. Emily Brown, Jodi Crowe, and Tara Bowman have assumed or will be assuming additional responsibilities.
4. B. Lewis established a tracking system for supervisors to become or stay current with personnel evaluations.
5. Staff development/education ideas are being solicited.

Anne Barnett complimented staff for what has been accomplished in a short period of time.

Recognition of Staff

B. Houchen stated that staff members were presented with pins and recognized for their years of state service at the December 2007 All Staff Meeting. H. Fischer and Kathy King each have five years of service; Brenda Murphy and Angela White each have ten years of service; and Katha Bloomer and Jodi Crow have completed fifteen years with the state.

B. Houchen also congratulated K. King and K. Bloomer. K. King was promoted to be the Fiscal Officer and K. Bloomer was promoted to Fiscal Specialist. B. Houchen thanked K. Bloomer and Sue Baer for their work in the Fiscal Unit while K. King is on maternity leave.

B. Houchen introduced three new staff members: Carol Ellensohn, Adjudication Coordinator; Emeline Kelly, Education Consultant; and Beth Lewis, Human Resource Officer. In addition, two new Certification Licensure Examiners have been hired: Carol Polanski will replace Tami Earles at the front desk. Debbie Beatty will work in Licensure. T. Earles will move to the Renewal Unit.

Action: It was moved by Elizabeth Buschmann, seconded by Teresa Williams, that discussion be extended by thirty minutes. Motion adopted by unanimous vote of the Board.

Nursing Workforce Survey

There have been approximately 3,100 nurses who have completed the workforce survey. The Board agreed by general consensus to extend the survey to March 31, 2008. An additional article will be placed in Momentum and additional eNews

will be sent out. LPNAO recently placed an alert on their web site asking nurses to complete the survey. The Board agreed that conducting a survey by mail was cost prohibitive due to the cost of postage.

Legislative Status Report

Cynthia Snyder reported that the General Assembly is in transition and Senator Ray Miller is the new minority leader in the Senate. Patricia Burns asked about an amendment to HB 346, because as introduced, the bill does not include licensed practical nurses in the definition. C. Snyder stated there are no amendments to the bill at this time. C. Snyder answered questions of the Board about various other bills.

C. Snyder reported that SB 270 and the companion HB 428 were introduced to address teacher misconduct, as publicized in media investigative reports. The bills identify criminal offenses that would prevent individuals from becoming licensed, and could be grounds for license revocation for those already licensed. Board staff discussed the possibility of using SB 270 as a vehicle for addressing the criminal offenses (expanding absolute bars to licensure and including certain time-limited felonies), as the Board previously agreed to pursue. In addition, SB 270 authorizes the Ohio Department of Education access to law enforcement databases. At the last Board meeting, the Board directed Board staff to explore access for the Board.

After discussion, the Board agreed by consensus that staff should explore the possibility of SB 270 as a vehicle for the Board initiatives, i.e., expansion of the absolute bars to licensure and inclusion of time-limited felony bars. The Board further asked that staff request seek authority to access the law enforcement databases.

Fiscal Report

L. Emrich reported that the discrepancy in the Board member payroll account identified at the November 2007 meeting was corrected, and the Board is on track with Board member payroll for fiscal year 2008. J. Brachman stated she found the narrative included with the fiscal report very helpful.

NEW BUSINESS

House Bill 253

Board staff explained that House Bill 253 is the legislation sought by Ohio Association for Advanced Practice Nurses (OAAPN) that would expand the prescriptive authority of APNs for Schedule II drugs. The bill is poised to move out of the House Health Committee in the next few weeks, likely with several amendments. There are several issues for consideration.

Endorsement for APNs With Prescriptive Authority in Other Jurisdictions

Section 4723.48

The question regarding endorsement arose during the hearings for HB 253. The Board was provided the legislative language that OAAPN requested Board staff draft. The language would provide an exemption from demonstration of instruction in advanced pharmacology and the externship requirement for APNs seeking to endorse their prescriptive authority, if they document at least 500 hours of practicing as an advanced practice nurse with prescriptive authority in another jurisdiction. The externship requires at least 1,500 hours of supervised prescribing experience. The concept of a minimum of 500 hours was discussed and recommended by the Committee of Prescriptive Governance at its January 7, 2008 meeting. In addition, it is proposed that language in division (B) be deleted because the grand-parenting period has expired.

Further, it is proposed that the applicant document two hours of continuing education on related Ohio law and rules pertaining to APN practice. This would be consistent with the previous Board proposal to require two hours of continuing education on Ohio law and rules for RNs and LPNs endorsing into Ohio. OAAPN indicates they are in agreement with this proposal.

Section 4723.483

It is proposed to delete this section because it establishes a one-year period after the effective date of the original rules on prescriptive authority for certain individuals to apply for a CTP. This one-year period has expired.

The Board discussed possible revisions regarding the endorsement requirements. D. Broadnax asked about other states' requirements. Teresa Davis, Board APN Consultant, researched other states and found a wide variation. After discussion, the Board agreed by consensus with the proposal as specified above.

Treatment of Intractable Pain

OAAPN proposes to add a new section that addresses the ability of APNs to treat intractable pain with schedule II drugs, similar to the provision in the Medical Board statute for physicians. When enacted for physicians, these provisions were designed to allow aggressive management of intractable pain in appropriate circumstances. "Intractable pain" is defined as "a state of pain that is determined, after reasonable medical efforts have been made to relieve the pain or cure its cause, to have a cause for which no treatment or cure is possible or for which none has been found." The proposal would require the Board adopt

administrative rules to address very specific aspects of APNs managing patients with intractable pain.

The provisions in this section mirror those that exist in current law for physicians except the language proposed by OAAPN would allow an APN to consult with either a physician or "other nurses" when prescribing in these circumstances. In discussing this with OAAPN, OAAPN agrees that the referencing of certified nurse practitioners, certified clinical specialists, and certified nurse midwives would be appropriate rather than referencing "nurses." The question for Board discussion is whether the Board considers it appropriate for an APN to refer the patient to another APN (working in a collaborative arrangement with a pain management or specialty physician) for the required evaluation or if the patient evaluation should be performed by the pain management or specialty physician, as is now required under the Medical Board statutes. Board staff is not making a recommendation, but bringing it to the attention of the Board for consideration and direction as a patient care question.

Although the proposed language is modeled on 4731.052(D), ORC, adopted in 1998 for physicians, the language literally limits regulatory board discretion in investigating and taking action in cases involving intractable pain situations to violations associated with "prescribing and/or administering" dangerous drugs. Staff recommends that the proposed language be revised, to be consistent with this Board's case-by-case approach to disciplinary situations. We recommend deletion of the second sentence (lines 57-59 of the LSC draft and proposed Section 4723.501(D)). OAAPN states they agree with the removal of this sentence.

The Board discussed the intractable pain provision on Thursday and Friday of the Board meeting. After discussion on Thursday, J. Brachman stated that if this was not an issue of access to care, she did not believe the Board should agree with this revision based on the Board's discussion and the Board agreed.

On Friday, representatives from OAAPN, Lori Herf and Keeley Harding, were present and addressed the Board and answered questions. E. Yoon stated that he did think access to care may be an issue. J. Boeckman stated she was concerned with the proposed change because currently physicians are required to refer the patient to another physician for the patient evaluation. L. Klenke asked about the discussions with interested parties. Lori Herf responded that the Medical Board participated in interested party meetings with OAAPN, had seen the bill, and had participated in these discussions. She stated she had not heard negative feedback from them, but they will continue, on an ongoing basis, to be part of the group who is talking about this. She stated she had not been contacted directly by the Medical Board with any concerns at this point. She further stated that the bill had two hearings, she expects that there will be a hearing next week and probably the week after that.

Upon consideration of the points discussed, the Board agreed by consensus that the issue may be access to care and the Board would not oppose this proposed amendment.

APPROVALS

Nursing Education-Determination of Program Approval Status

Case Western Reserve University Certificate Leading to the Masters in Nursing and Doctor of Nursing Practice, Cleveland

The Board reviewed the summary report of the survey visit to the Case Western Reserve University Certificate Leading to the Masters in Nursing and Doctor of Nursing Practice, Cleveland, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Cynthia Krueger, seconded by Teresa Williams, that the Board grant full approval for a period of five years to the Case Western Reserve University Certificate Leading to the Masters in Nursing and Doctor of Nursing Practice, Cleveland, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

Firelands Regional Medical Center School of Nursing, Sandusky

The Board reviewed the summary report of the survey visit to the Firelands Regional Medical Center School of Nursing, Sandusky, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Debra Broadnax, seconded by Elizabeth Buschmann, that the Board grant full approval for a period of five years to the Firelands Regional Medical Center School of Nursing, Sandusky, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

Hondros College School of Nursing Practical Nursing Program, West Chester

The Board reviewed the summary report of the survey visit to the Hondros College School of Nursing Practical Nursing Program, West Chester, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Teresa Williams, seconded by Kathleen O'Dell, that the Board grant full approval for a period of five years to the Hondros College School of Nursing Practical Nursing Program, West Chester, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

Marion Technical College Nursing Department, Marion

The Board reviewed the summary report of the survey visit to the Marion

Technical College Nursing Department, Marion, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Cynthia Krueger, seconded by Kathleen Driscoll, that the Board grant full approval for a period of five years to the Marion Technical College Nursing Department, Marion, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

The Ohio State University College of Nursing, Columbus

The Board reviewed the summary report of the survey visit to The Ohio State University College of Nursing, Columbus, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Teresa Williams, seconded by Kathleen O'Dell, that the Board grant full approval for a period of five years to The Ohio State University College of Nursing, Columbus, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

The University of Akron College of Nursing, Akron

The Board reviewed the summary report of the survey visit to the University of Akron College of Nursing Baccalaureate Program, Akron, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, that the Board grant full approval for a period of five years to the University of Akron College of Nursing Baccalaureate Program, Akron, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC. Motion adopted by unanimous vote of the Board members.

Miami-Jacobs Career College Practical Nursing Program, Dayton

The Board reviewed the summary report of the survey visit to Miami-Jacobs Career College Practical Nursing Program, Dayton, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by J. Jane McFee, seconded by Teresa Williams that the Board propose to deny full approval, and withdraw conditional approval for Miami-Jacobs Career College Practical Nursing Program, Dayton, effective January 17, 2008, in accordance with Rule 4723-5-04, OAC, and Section 4723.06(A)(6), ORC, based upon the program's failure to meet and maintain the standards for education programs established in Chapter 4723-5. OAC, as set forth in the January 17, 2008 Notice of Opportunity for Hearing.

Retroactive Approvals for Licensees and Certificate Holders

Action: It was moved by Cynthia Krueger, seconded by Janet Boeckman, that the Board retroactively ratify, as submitted, the licenses and certificates initially issued by the Board November 1, 2007 through December 31, 2007 to the following: registered nurses, licensed practical nurses, certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists, all certificates to prescribe (CTP and CTP-externship), Ohio certified dialysis technicians, community health workers, medication aide pilot program certificates, interim permits for licensed practical nurses, interim permits for registered nurses, and temporary certificates for dialysis technicians, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

Community Health Worker Training Programs

The Loving Care Community Health Worker Training Program withdrew their application.

Dialysis Technician Training Program

Action: It was moved by Debra Broadnax, seconded by Teresa Williams, that the Board approve Dialysis Clinic Inc., Dialysis Training Program, East Liverpool, as a dialysis technician training program effective January 18, 2008, in accordance with Rules 4723-207, OAC. Motion adopted by unanimous vote of the Board members.

Approval of a Date Change for Program Implementation

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the Board approve the change of the date for program implementation for Tri-Rivers Diploma Program, Marion, to August 2008. Kathleen Driscoll abstained from voting. Motion adopted by unanimous vote the Board members.

Executive Session

On Thursday January 17, 2008:

Action: It was moved by J. Jane McFee, that the Board go into executive session to consider the discipline of public employee(s), and to discuss pending or imminent court action with legal counsel. Following executive session the Board Meeting will be adjourned and the Board will deliberate on cases pending before the Board. Motion adopted by a unanimous roll call vote of the Board members.

ADJUDICATION AND COMPLIANCE

On Friday, January 18, 2008, President Klenke requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from

participating in the adjudication of any matter.

NOTICES OF OPPORTUNITY FOR HEARINGS

On Friday, January 18, 2008, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Niehaus, Karol, S. P.N. 075802 (CASE #07-0147); Edmonds, Carla, T P.N. 110221 (CASE #07-1316); Kotkovskaya, Larisa, R.N. 327532 (CASE #06-2965); Reese, Charmaine, N. P.N. 098680 (CASE #06-3425); Hart, Jennifer, H R.N. 282642 (CASE #07-2738); Yerington, Jill, R.N. 291202 (CASE #06-0409); Laurent, Dan'elle, A. R.N. 321160 (CASE #06-1925); Nwabunike, Janice, H. P.N. 080081 (CASE #06-0721); Lundy, Kimberly, Q P.N. 088068 (CASE #07-1226); Lynn, Amy, L. R.N. 212063 (CASE #06-2722); Hatcher, Fred, D. P.N. 116323 (CASE #07-0205); Logan, Courtney, A R.N. 328430 (CASE #07-0890); Pelfrey, David, R. P.N. 122287 (CASE #07-1867); Pyers, Jennifer, L R.N. 330365 (CASE #07-3723); Williams, Lori, L. P.N. 117136 (CASE #07-3120); Dillinger, Jodie, B P.N. NCLEX (CASE #07-0535); Darby, Mary, L. R.N. 203280 (CASE #07-2798); Hacker, Cindy, S R.N. 285268 (CASE #07-1043); Fetty, Jeffrey, A. P.N. 097917 (CASE #07-0273); Donnelly, Nancy, S R.N. 162775 (CASE #07-0942); Knisley, Lynnette, R P.N. NCLEX (CASE #07-1394); and Doberstyn, Gina, M R.N. 211115 (CASE #05-3299)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the January 2008 Board meeting.

IMMEDIATE SUSPENSIONS AND NOTICE FOR OPPORTUNITY

Action: It was moved by Kathy O'Dell, seconded by Judith Brachman, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Barker, Gary, N. R.N. 171303 (CASE #07-2493); Clouser, Kimberly, A. R.N. 174622 (CASE #07-1846); Howsman, Stacie, L P.N. 125052 (CASE #07-0490); Gavalier, Kara, M. R.N. 261582 (CASE #06-2888); and Simmons, Teresa, A. P.N. 078541 (CASE #07-2199)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the January 2008 Board meeting.

AUTOMATIC SUSPENSIONS AND NOTICE FOR OPPORTUNITY

Action: It was moved by Anne Barnett, seconded by Kathleen Driscoll, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Blair, Janet, D. P.N. 092993 (CASE #06-3423); Edwards, Terri, M. R.N. 231302 (CASE #07-3727); Foster, Connie, J. P.N. 104758 (CASE #07-3376); Frederick, Wendi, G. R.N. 285677 (CASE #07-3609); Hambel, Angela, S. P.N. 087625 (CASE #07-3588); Willis, Ginger, L. R.N. 271353 (CASE #07-2667); Mulhall, Pattie, C. R.N. 268503 (CASE #07-3313); Mammone, Kandy, L. P.N. 099068 (CASE #07-3587); Ruiz, Nichole, L. P.N. 110286 (CASE #07-3606); Shafer, David, L. R.N. 201967 (CASE #07-1734); Hamilton, Joy, A. R.N. 313240 (CASE #07-3725); Lashuk, Aaron, D. P.N. 114817 (CASE #07-3714); and Lloyd, Sheila, M. R.N. 295208 (CASE #07-3589)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the January 2008 Board meeting.

SURRENDERS

Voluntary Surrenders

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, that the board accept the Permanent Voluntary Surrender of License for the following case(s):

Murphy, Tammy, L. P.N. 097094 (CASE #06-3254); Small, Miriam, E R.N. 133345 (CASE #07-2965); Gabor, Mark, J R.N. 172881 (CASE #07-1035); Miller, Matthew, D P.N. 111343 (CASE #07-0739); Karraker, Sue, A. R.N. 258507 (CASE #06-2551); and Masters, Ann, M. R.N. 259466 (CASE #03-0864)

Motion adopted by majority vote of the members. Kathleen O'Dell abstained on the following case only: Gabor, Mark, J R.N. 172881 (CASE #07-1035). Debra Broadnax abstained on all cases.

Complete copies of the voluntary surrenders shall be maintained in the exhibit book for the January 2008 Board meeting.

VOLUNTARY NON-PERMANENT WITHDRAWAL OF NCLEX APPLICATION

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the Board accept the Voluntary Non-Permanent Withdrawal of NCLEX application for the following case(s):

Kolling, Rene, L. R.N. NCLEX (CASE #07-1904); and Pulley, Timothy, P P.N. NCLEX (CASE #07-1159)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the voluntary surrenders shall be maintained in the exhibit book for the January 2008 Board meeting.

CONSENT AGREEMENTS

On Friday, January 18, 2008, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the Board approve the consent agreements for violations of Chapter 4723. ORC entered into by and between the board and the following licensees:

Arps, Janell, J R.N. 258937 (CASE #07-3419); Ridner, Janine, M. R.N. 328393 (CASE #07-2026); Kaltenbach, Molly, L. P.N. 047347 (CASE #04-2642); Rader, Krista, M. P.N. 106861 (CASE #07-3034); Hutchins, Lisa, M. R.N. 338622 (CASE #07-2369); Bankhead-Coffer, Sophia, L. P.N. 129163 (CASE #07-2246); Hawthorne, Annie, R. P.N. 077366 (CASE #06-2786); Epstein, Patricia, J. R.N. 099546 (CASE #07-3611); Williams, Diana, L. R.N. 243556 (CASE #07-2604); Camel, Jr., James, P.N. 129164 (CASE #07-0804); Evans, Carolyn, R.N. 338619 (CASE #07-0532); Cook, Pamela, S R.N. 161375 (CASE #07-2758); Barr, Gale, M R.N. 158799 (CASE #07-3742); Smallridge, Jennifer, E. P.N. 120886 (CASE #07-1657); Heinberger, Judy, P.N. 129166 (CASE #07-1711); Little, Jason, K R.N. 250453 (CASE #07-3762); Hayward, Tamea, R P.N. 121102 (CASE #07-1414); Phemester, Allen, P R.N. 242663 (CASE #07-3796); Kline, Maria, S R.N. 246138 (CASE #07-2914); Faulkner, Stacy, R. R.N. 320806 (CASE #06-0709); Lutz, Carey, A R.N. 310270 (CASE #07-2765); Thompson, Khristina, P.N. 129170 (CASE #07-2899); Payton, Portia, Q P.N. 129168 (CASE #07-3441); Mwangi, Florence, P.N. 112998 (CASE #07-3374); Alco, Alice, R. R.N. 191811 (CASE #07-3314); Hartsock, John, A. R.N. 222770 (CASE #07-0048); Ferguson, Linda, K. R.N. 234835 (CASE #07-2912); Dininger, Jennifer, A. R.N. 239696 (CASE #05-0295);

MacDonald, Mary, C. R.N. 211005 (CASE #07-2555); McElroy, Jeff, W R.N. 250454 (CASE #07-0672); Gundling, Teresa, R.N. 253981 (CASE #07-2383); Johnson, Janet, L. R.N. 188918 (CASE #07-0238); Sarr, Leslie, M. P.N. 129169 (CASE #07-2586); Melvin, Valerie, J. R.N. 260168 (CASE #07-2513); Card, Sinthia, B TC1 applicant (CASE #07-3319); Burnett, Brandie, N. P.N. 116142 (CASE #07-3362); Delany, Vicki, M. R.N. 198389 (CASE #07-2072); McGrady, Dawn, R. R.N. 291264 (CASE #07-1860); Bullard, Lesa, D. R.N. 264512 (CASE #06-1299); Hanlon, Jonathan, A P.N. 124125 (CASE #07-2925); Zidar, Jennifer, M R.N. 260635 (CASE #07-1610); Norman, Michael, S. R.N. 276717 (CASE #05-2322); Bable, Erica, D. P.N. 110989 (CASE #06-2531); Jurevic, William, D. R.N. 265633 (CASE #07-1968); Foster, Alicia, N P.N. 129165 (CASE #07-3026); Kostecky, Louise, E. R.N. 155859 (CASE #07-3557); Conner, Gerilyn, A R.N. 221511 (CASE #07-0751); Abels, Barbara, L. R.N. 233946 (CASE #06-1732); Brown (Burton), Bonnie, K. P.N. 078693 (CASE #07-3764); Rose, Tina, M. P.N. 095797 (CASE #04-1772); Langley, Rebecca, L. P.N. 095848 (CASE #07-0274); Pickens, David, F. R.N. 300983 (CASE #07-3326); Victor, Mary Kay, R.N. 139838 (CASE #04-0815); Brown, Lori, A. R.N. 216268 (CASE #08-0001); Prucnal, Amy, E R.N. 338621 (CASE #07-0789); Scanes, Jeanne, M. R.N. 237590 (CASE #07-1822); Underwood, Patricia, E. R.N. 325556 (CASE #07-2549); Jones, Katherine, R. R.N. endorse (CASE #07-2507); Harrison, Monica, J. R.N. 286541 (CASE #07-1972); Kukich, Lindsay, M. P.N. 114031 (CASE #07-2061); Breuch, Mary, E R.N. 148823 (CASE #07-1456); Brady, William, C R.N. 248086 (CASE #07-1364); Kraus, Janet, A R.N. 338620 (CASE #07-3019); Witzky, Erin, E P.N. 129171 (CASE #07-0568); Skinner, Dennis, L. R.N. 202505 (CASE #07-0202); Quartel, Melissa, A. R.N. 227370 (CASE #07-2472); Palmer, Cheryl, R R.N. 270510 (CASE #07-3661); Foulke, Correean, E. R.N. 198865 (CASE #07-2869); McKinney, Elizabeth, S P.N. 129162 (CASE #07-3634); LeMaster, Andrew, T. P.N. 129167 (CASE #07-2260); Piper, Cheryl, F. R.N. 137114 (CASE #07-3858); Groblewski, Diana, P.N. 089116 (CASE #07-3707); Brenneman, Jonathan, D. P.N. 076412 (CASE #07-3311); and German, Timothy, R. R.N. 205719 (CASE #04-1986)

Motion adopted by majority vote of the members. Judith Brachman opposed the motion for the following cases only: Bankhead-Coffer, Sophia, L. P.N. 129163 (CASE #07-2246); Williams, Diana, L. R.N. 243556 (CASE #07-2604); Evans, Carolyn, R.N. 338619 (CASE #07-0532); Hayward, Tamea, R P.N. 121102 (CASE #07-1414); MacDonald, Mary, C. R.N. 211005 (CASE #07-2555); and Hanlon, Jonathan, A P.N. 124125 (CASE #07-2925). CASE #07-2189); and Harvey, Rebecca, J R.N. 101766 (CASE #03-2155). Elizabeth Bushman opposed the motion for the following cases only: Hutchins, Lisa, M. R.N. 338622 (CASE #07-2369); Evans, Carolyn, R.N. 338619 (CASE #07-0532); and Heinberger, Judy, P.N. 129166 (CASE #07-1711). Eric Yoon opposed the motion for the following cases only: Arps, Janell, J R.N. 258937 (CASE #07-3419); Rader, Krista, M. P.N. 106861 (CASE #07-3034); Williams, Diana, L.

R.N. 243556 (CASE #07-2604); Camel, Jr., James, P.N. 129164 (CASE #07-0804); Barr, Gale, M R.N. 158799 (CASE #07-3742); Little, Jason, K R.N. 250453 (CASE #07-3762); Hayward, Tamea, R P.N. 121102 (CASE #07-1414); Phemester, Allen, P R.N. 242663 (CASE #07-3796); Bullard, Lesa, D. R.N. 264512 (CASE #06-1299); Zidar, Jennifer, M R.N. 260635 (CASE #07-1610); Kostecki, Louise, E. R.N. 155859 (CASE #07-3557); and Brown (Burton), Bonnie, K. P.N. 078693 (CASE #07-3764). Anne Barnett abstained from voting on the following case only: Norman, Michael, S. R.N. 276717 (CASE #05-2322). Janet Boeckman abstained from voting on the following cases only: Dininger, Jennifer, A. R.N. 239696 (CASE #05-0295); and Langley, Rebecca, L. P.N. 095848 (CASE #07-0274). Kathleen Driscoll abstained from voting on the following cases only: Underwood, Patricia, E. R.N. 325556 (CASE #07-2549); and Jones, Katherine, R. R.N. endorse (CASE #07-2507). Debra Broadnax abstained from voting on all cases.

WITHDRAWAL NOTICE OF OPPORTUNITY FOR HEARING

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the Board withdraw the Notice of Opportunity for Hearing that was issued by the Board on May 19, 2006 for Milinkovich, Tamra, L. P.N. 114226 (CASE #05-2955). Ms Milinkovich is not responding to the Board and the Board is unable to locate Ms. Milinkovich. Ms. Milinkovich's license lapsed August 31, 2006.

WITHDRAWAL NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING

Action: It was moved by Kathelleen O'Dell, seconded by Eric Yoon, that the Board withdraw the Notice of Immediate Suspension and Opportunity for Hearing that was issued by the Board on March 17, 2006 for Johnson, Amy, M. P.N. 106280 (CASE #06-0247). Ms Johnson is not responding to the Board and the Board is unable to locate Ms. Johnson. Ms. Johnson's license lapsed August 31, 2006.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the Board withdraw the Notice of Immediate Suspension and Opportunity for Hearing that was issued by the Board on January 19, 2007 for Doberstyn, Gina, M R.N. 211115 (CASE #05-3299b).

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

WITHDRAWAL NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the Board withdraw the Notice of Automatic Suspension and Opportunity for Hearing that was issued by the Board on March 17, 2006 for Walter, Lori, A. R.N. 281338 (CASE #06-0655). Ms. Walter is not responding to the Board and the Board is unable to locate Ms. Walter. Ms. Walters's license lapsed August 31, 2007.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

DEFAULT ORDERS

DARIUSHNIA, CHERYL

Action: It was moved by Teresa Williams, seconded Janet Boeckman, that in the matter of Cheryl Dariushnia, the Board finds that Ms. Dariushnia 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(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that that Ms. Dariushnia has admitted the truth of the allegations set forth in the December 1, 2006, letter to Ms. Dariushnia and Orders that Ms. Driushnia's license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth in Attachment A and that the Board issue a Notice of Opportunity for Hearing to Ms. Dariushnia.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, to withdraw the motion regarding the suspension of the registered nursing license of Cheryl Dariushnia.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

PROPER, BRIAN

Action: It was moved by Eric Yoon, seconded by Teresa Williams, that in the matter of Brian Proper, the Board finds that Mr. Proper 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(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that that Mr. Proper has admitted the truth of the allegations set forth in the September 2007, letter to Mr. Proper and Orders that Mr. Proper's application for licensure by endorsement to practice nursing as a licensed practical nurse in the State of Ohio is hereby denied with the conditions for

reinstatement set forth in Attachment A and that the Board issue a Notice of Opportunity for Hearing to Mr. Proper.

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, to withdraw the motion regarding the denial of application for licensure by endorsement to practice nursing as a licensed practical nurse of Brian Proper.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

HEARING EXAMINER REPORT & RECOMMENDATION

MYERS, FAUSITINA, R.N. 282638 (CASE #06-3457)

Action: It was moved by Anne Barnett, seconded by Kathleen Driscoll, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and that Faustina Myers' license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time but not less than three (3) years with the conditional for reinstatement set forth below, and that following reinstatement, Ms. Myers shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent practice restrictions set forth below.

The rationale for the modification is in order to protect the public and based upon the egregiousness of Ms. Myers' actions, and the fact that patients in additional practice settings such as nursing home and long term care are at risk and just as vulnerable as pediatrics, and where there is minimal oversight and supervision in settings such as home health care, hospice, independent practice, and working for staffing agencies or pools.

Upon this Report and Recommendation with the above noted modification and upon the approval and confirmation by vote of the Board on the above date, the following ORDER is hereby entered on the Journal of the Ohio Board of Nursing for the above date.

The Ohio Board of Nursing hereby ORDERS that:

FAUSTINA MYERS' license to practice nursing as a registered nurse in the State of Ohio suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, Ms. Myers shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MYERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MYERS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Reporting Requirements of MS. MYERS

3. **MS. MYERS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
4. **MS. MYERS** 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.
5. **MS. MYERS** 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.
6. **MS. MYERS** 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 Compliance Unit of the Board.
7. **MS. MYERS** 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 400, Columbus, OH 43215-7410.
8. **MS. MYERS** shall verify that the reports and documentation required by this Order are received in the Board office.
9. **MS. MYERS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. MYERS** submits a written request for reinstatement; (2) the Board determines that **MS. MYERS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. MYERS** is able to practice according to acceptable and prevailing standards of safe nursing care

based upon an interview with **MS. MYERS** and review of the documentation specified in this Order.

Following reinstatement, MS. MYERS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. MYERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MYERS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. MYERS** shall notify the Board.
4. **MS. MYERS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. MYERS** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MYERS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. MYERS

5. **MS. MYERS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. MYERS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. MYERS** 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. MYERS** 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 Compliance Unit of the Board.

9. **MS. MYERS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. MYERS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MYERS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
12. Prior to working as a nurse and if requested by the Board or its designee, **MS. MYERS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. MYERS shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. MYERS** to provide nursing services for fees, compensation, or other consideration or as a volunteer; (6) nursing homes and long-term care settings

FAILURE TO COMPLY

The stay of MS. MYERS' suspension shall be lifted and MS. MYERS' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. MYERS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. MYERS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. MYERS 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. MYERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. MYERS** is able to

practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MYERS** and review of the reports as required herein. Any period during which **MS. MYERS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **FAUSTINA MYERS** to surrender her registered nurse license #R.N. 282638 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Janet Boeckman opposed the motion; Ms. Boeckman felt that Ms. Myers' license should have been permanently revoked due to the shocking nature of evidence of child abuse, and it would be inappropriate for Ms. Myers' to practice nursing in the State of Ohio. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

PHARMS, LINDA, P.N. 062007 (CASE # 05-1213)

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, 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 Linda Pharms' license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below and that following reinstatement, subject to a stayed suspension under probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and permanent practice restrictions set forth below.

Upon this Report and Recommendation and upon the approval and confirmation by vote of the Board on the above date, the following ORDER is hereby entered on the Journal of the Ohio Board of Nursing for the above date.

The Ohio Board of Nursing hereby ORDERS that:

LINDA PHARMS' license to practice nursing as a licensed practical nurse in the State of Ohio is suspended for an indefinite period of time with the conditions for reinstatement set forth below and that following reinstatement,

subject to a stayed suspension under probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PHARMS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PHARMS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. PHARMS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PHARMS'** history. **MS. PHARMS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. PHARMS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. PHARMS** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. PHARMS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PHARMS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. PHARMS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PHARMS'** license.
7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. PHARMS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the

Board may request. Upon and after **MS. PHARMS'** 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. PHARMS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PHARMS'** history.

8. Within thirty (30) days prior to **MS. PHARMS** initiating drug screening, **MS. PHARMS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. PHARMS**.
9. After initiating drug screening, **MS. PHARMS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. PHARMS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. PHARMS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PHARMS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PHARMS

11. **MS. PHARMS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. PHARMS** 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.
13. **MS. PHARMS** 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.

14. **MS. PHARMS** 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 Compliance Unit of the Board.
15. **MS. PHARMS** 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 400, Columbus, OH 43215-7410.
16. **MS. PHARMS** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. PHARMS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. PHARMS** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. PHARMS** submits a written request for reinstatement; (2) the Board determines that **MS. PHARMS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. PHARMS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PHARMS** and review of the documentation specified in this Order.

Following reinstatement, MS. PHARMS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. PHARMS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PHARMS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. PHARMS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PHARMS'** history. **MS. PHARMS** shall self-administer prescribed drugs

only in the manner prescribed.

4. **MS. PHARMS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. PHARMS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. PHARMS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PHARMS'** history.
6. **MS. PHARMS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PHARMS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. PHARMS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. PHARMS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. PHARMS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. PHARMS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PHARMS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer,

MS. PHARMS shall notify the Board.

11. **MS. PHARMS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. PHARMS** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PHARMS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. PHARMS

12. **MS. PHARMS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. PHARMS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. PHARMS** 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.
15. **MS. PHARMS** 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 Compliance Unit of the Board.
16. **MS. PHARMS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. PHARMS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PHARMS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. PHARMS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

MS. PHARMS shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. PHARMS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. PHARMS 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. PHARMS' suspension shall be lifted and MS. PHARMS' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PHARMS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PHARMS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PHARMS** 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. PHARMS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PHARMS** is able to

practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PHARMS** and review of the reports as required herein. Any period during which **MS. PHARMS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **LINDA PHARMS** to surrender her licensed practical nurse license #P.N. 062007 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

WEEKLEY, SHAUN, P.N. NCLEX (CASE # 06-1688)

Action: It was moved by Kathleen Driscoll, seconded by Elizabeth Buschmann, that the Board accept all of the Findings of Fact, Conclusions of Law, and modified the Recommendation in the Hearing Examiner's Report and Recommendation and that Shaun Weekley's application for licensure to practice nursing as a license practical nurse in the State of Ohio is hereby Permanently Denied.

The rationale for the modification is based upon Mr. Weekley's history of criminal activities, including those related to drugs and a sexual offense; the complexity of the crimes; and that Mr. Weekley lied to the Board.

Upon this Report and Recommendation with the above noted modification and upon the approval and confirmation by vote of the Board on the above date, the following ORDER is hereby entered on the Journal of the Ohio Board of Nursing for the above date.

The Ohio Board of Nursing hereby ORDERS that:

SHAUN WEEKLEY'S application for licensure by examination to practice nursing as a licensed practical nurse in the State of Ohio is hereby Permanently Denied.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

NO REQUEST FOR HEARING CASES

BATES, KATHY, P.N. 094488 (CASE #06-3269)

Action: It was moved by Janet Boeckman, Seconded by Teresa Williams, in the matter of Kathy Bates, that upon consideration of the charges stated against **KATHY BATES** in the January 22, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BATES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. BATES'** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BATES** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BATES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BATES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. BATES** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. BATES'** 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. BATES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

BATES' history.

4. Within thirty (30) days prior to **MS. BATES** initiating drug screening, **MS. BATES** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. BATES**.
5. After initiating drug screening, **MS. BATES** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. BATES** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

Reporting Requirements of MS. BATES

6. **MS. BATES** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MS. BATES** 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.
8. **MS. BATES** 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.
9. **MS. BATES** 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 Compliance Unit of the Board.
10. **MS. BATES** 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 400, Columbus, OH 43215-7410.
11. **MS. BATES** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. BATES** shall inform the Board within three (3) business days, in

writing, of any change in address and/or telephone number.

13. MS. BATES shall submit to a BCI criminal records check.

14. MS. BATES shall successfully complete and submit satisfactory documentation of her successful completion of continuing nursing education approved in advance by the Board or its designee on Ethics and Boundaries.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. BATES** submits a written request for reinstatement; (2) the Board determines that **MS. BATES** has complied with all conditions of reinstatement; (3) the Board determines that **MS. BATES** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. BATES** and review of the documentation specified in this Order.

Following reinstatement, MS. BATES shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. BATES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BATES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. BATES** shall notify the Board.
4. **MS. BATES** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. BATES** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BATES** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. BATES

5. **MS. BATES** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. BATES** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. BATES** 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. BATES** 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 Compliance Unit of the Board.
9. **MS. BATES** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. BATES** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. BATES** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
12. Prior to working as a nurse and if requested by the Board or its designee, **MS. BATES** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

MS. BATES shall not practice nursing as a licensed practical nurse (1) for

agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. BATES** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. BATES 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. BATES' suspension shall be lifted and MS. BATES' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. BATES has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BATES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BATES** 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. BATES** has complied with all aspects of this Order; and (2) the Board determines that **MS. BATES** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BATES** and review of the reports as required herein. Any period during which **MS. BATES** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **KATHY BATES** to surrender her licensed practical nurse license #P.N. 094488 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Judith Brachman opposed the motion. Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

BLANTON, SUSAN R.N. 234031 (CASE #06-1517)

Action: It was moved by Eric Yoon, seconded by Teresa Williams, in the matter of Susan Blanton, that Upon consideration of the charges stated against **SUSAN BLANTON** in the January 22, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BLANTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. BLANTON'S** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time, but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BLANTON** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BLANTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BLANTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. BLANTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BLANTON'S** history. **MS. BLANTON** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. BLANTON** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. BLANTON** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. BLANTON** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BLANTON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary

- for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. BLANTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. BLANTON's** license.
 7. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. BLANTON** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. BLANTON'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. BLANTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BLANTON's** history.
 8. Within thirty (30) days prior to **MS. BLANTON** initiating drug screening, **MS. BLANTON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. BLANTON**.
 9. After initiating drug screening, **MS. BLANTON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. BLANTON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. BLANTON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting

approved in advance by the Board, or a Twelve Step program, and **MS. BLANTON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

11. Prior to seeking reinstatement by the Board, **MS. BLANTON** shall, at her own expense, seek a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. BLANTON** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BLANTON's** license, and a statement as to whether **MS. BLANTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
12. **MS. BLANTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. BLANTON's** license.

Reporting Requirements of MS. BLANTON

13. **MS. BLANTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. BLANTON** 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.
15. **MS. BLANTON** 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.
16. **MS. BLANTON** 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 Compliance Unit of the Board.
17. **MS. BLANTON** 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 400, Columbus, OH 43215-7410.

18. **MS. BLANTON** shall verify that the reports and documentation required by this Order are received in the Board office.

19. **MS. BLANTON** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

20. **MS. BLANTON** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. BLANTON** submits a written request for reinstatement; (2) the Board determines that **MS. BLANTON** has complied with all conditions of reinstatement; (3) the Board determines that **MS. BLANTON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. BLANTON** and review of the documentation specified in this Order.

Following reinstatement, MS. BLANTON shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. BLANTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BLANTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. BLANTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BLANTON's** history. **MS. BLANTON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. BLANTON** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. BLANTON** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall

require a daily call-in process. The specimens submitted by **MS. BLANTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BLANTON's** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. BLANTON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. BLANTON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. BLANTON** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. BLANTON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BLANTON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. BLANTON** shall notify the Board.
11. **MS. BLANTON** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. BLANTON** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BLANTON** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. BLANTON

12. **MS. BLANTON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. BLANTON** 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.
14. **MS. BLANTON** 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.
15. **MS. BLANTON** 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 Compliance Unit of the Board.
16. **MS. BLANTON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. BLANTON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. BLANTON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. BLANTON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

MS. BLANTON shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. BLANTON** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. BLANTON 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.

MS. BLANTON shall not call in or order prescriptions or prescription refills.

FAILURE TO COMPLY

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

The Board further Orders **SUSAN BLANTON** to surrender her registered nurse license #R.N. 234031 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

BROWN, TAMARA P.N. 089302 (CASE #07-1330)

Action: It was moved by Anne Barnett, seconded by Elizabeth Buschmann, in the matter of Tamara Brown, that Upon consideration of the charges stated against **TAMARA BROWN** in the May 21, 2007 Notice of Opportunity for

Hearing and evidence supporting the charges, the Board finds that **MS. BROWN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. BROWN's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BROWN** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BROWN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BROWN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. BROWN** shall comply with terms of probation imposed by Franklin County.

Reporting Requirements of MS. BROWN

4. **MS. BROWN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
5. **MS. BROWN** 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.
6. **MS. BROWN** 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.
7. **MS. BROWN** 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 Compliance Unit of the Board.
8. **MS. BROWN** 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 400, Columbus, OH 43215-7410.
9. **MS. BROWN** shall verify that the reports and documentation required by

this Order are received in the Board office.

10. **MS. BROWN** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

11. **MS. BROWN** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. BROWN** submits a written request for reinstatement; (2) the Board determines that **MS. BROWN** has complied with all conditions of reinstatement; (3) the Board determines that **MS. BROWN** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. BROWN** and review of the documentation specified in this Order.

Following reinstatement, MS. BROWN shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. BROWN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BROWN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. BROWN** shall notify the Board.
4. **MS. BROWN** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. BROWN** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BROWN** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.
5. **MS. BROWN** shall not work over forty (40) hours in a one (1) week period.

Reporting Requirements of MS. BROWN

6. **MS. BROWN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. BROWN** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
8. **MS. BROWN** 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.
9. **MS. BROWN** 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 Compliance Unit of the Board.
10. **MS. BROWN** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. BROWN** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. BROWN** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
13. Prior to working as a nurse and if requested by the Board or its designee, **MS. BROWN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MS. BROWN shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. BROWN** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. BROWN 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.

MS. BROWN shall not be involved in financial activities or supervise financial activities.

FAILURE TO COMPLY

The stay of **MS. BROWN's** suspension shall be lifted and **MS. BROWN's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. BROWN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BROWN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BROWN** 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. BROWN** has complied with all aspects of this Order; and (2) the Board determines that **MS. BROWN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BROWN** and review of the reports as required herein. Any period during which **MS. BROWN** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **TAMARA BROWN** to surrender her licensed practical nurse license #P.N. 089302 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Judith Brachman opposed the motion. Motion adopted by majority vote of the members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

CARTER, SANDRA, P.N. 081567 (CASE # 07-0287)

Action: It was moved by Eric Yoon, seconded by Teresa Williams, in the matter of Sandra Carter, that Upon consideration of the charges stated against

SANDRA CARTER in the May 21, 2007 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CARTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. CARTER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. CARTER** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CARTER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CARTER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Educational Needs Assessment and Learning Plan

3. **MS. CARTER** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program. **MS. CARTER** shall have the educator provide the Board with a written report of an assessment of **MS. CARTER** which identifies **MS. CARTER's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. CARTER** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. CARTER** 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. CARTER's** employer(s), former employers, and Board staff. Following the assessment, **MS. CARTER** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. CARTER** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. CARTER** 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. CARTER** shall complete such learning plan. **MS. CARTER** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. CARTER** has successfully completed the learning plan, the educator shall provide the

Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. CARTER's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. CARTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. CARTER** shall be responsible for all costs associated with meeting this requirement.

4. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. CARTER's** license.

Reporting Requirements of MS. CARTER

5. **MS. CARTER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. CARTER** 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. CARTER** 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. CARTER** 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 Compliance Unit of the Board.
9. **MS. CARTER** 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 400, Columbus, OH 43215-7410.
10. **MS. CARTER** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. CARTER** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. CARTER** submits a written request for reinstatement; (2) the Board determines that **MS. CARTER** has complied with all conditions of reinstatement; (3) the Board

determines that **MS. CARTER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. CARTER** and review of the documentation specified in this Order.

Following reinstatement, MS. CARTER shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. CARTER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CARTER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. CARTER** shall notify the Board.
4. **MS. CARTER** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. CARTER** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CARTER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.
5. **MS. CARTER** shall have a registered nurse work place monitor who shall submit written reports regarding **MS. CARTER's** nursing practice on a quarterly basis. **MS. CARTER** shall also provide her work place monitor with a copy of this Order and Notice of Opportunity for Hearing and shall have her work place monitor send documentation to the Board, along with the first report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CARTER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new work place monitor.

Reporting Requirements of MS. CARTER

6. **MS. CARTER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

7. **MS. CARTER** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
8. **MS. CARTER** 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.
9. **MS. CARTER** 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 Compliance Unit of the Board.
10. **MS. CARTER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. CARTER** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. CARTER** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
13. Prior to working as a nurse and if requested by the Board or its designee, **MS. CARTER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

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

Board monitoring, based upon an interview with **MS. CARTER** and review of the reports as required herein. Any period during which **MS. CARTER** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **SANDRA CARTER** to surrender her licensed practical nurse license #P.N. 081567 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

COFFEY, JENNIFER, P.N. 118081 (CASE #07-0428)

Action: It was moved by Kathleen Driscoll, seconded by Elizabeth Buschmann, in the matter of Jennifer Coffey, that Upon consideration of the charges stated against **JENNIFER COFFEY** in the March 19, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. COFFEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. COFFEY'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. COFFEY** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. COFFEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. COFFEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. COFFEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed

- to her by another so authorized by law who has full knowledge of **MS. COFFEY's** history. **MS. COFFEY** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. COFFEY** shall abstain completely from the use of alcohol.
 5. Prior to seeking reinstatement by the Board, **MS. COFFEY** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. COFFEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. COFFEY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
 6. **MS. COFFEY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. COFFEY's** license.
 7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. COFFEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. COFFEY'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. COFFEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COFFEY's** history.
 8. Within thirty (30) days prior to **MS. COFFEY** initiating drug screening, **MS. COFFEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed

for any and all substances prescribed, administered, or dispensed to **MS. COFFEY**.

9. After initiating drug screening, **MS. COFFEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. COFFEY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. COFFEY** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. COFFEY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. COFFEY

11. **MS. COFFEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. COFFEY** 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.
13. **MS. COFFEY** 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.
14. **MS. COFFEY** 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 Compliance Unit of the Board.
15. **MS. COFFEY** 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 400, Columbus, OH 43215-7410.
16. **MS. COFFEY** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. COFFEY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

18. **MS. COFFEY** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. COFFEY** submits a written request for reinstatement; (2) the Board determines that **MS. COFFEY** has complied with all conditions of reinstatement; (3) the Board determines that **MS. COFFEY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. COFFEY** and review of the documentation specified in this Order.

Following reinstatement, MS. COFFEY shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. COFFEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. COFFEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. COFFEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COFFEY's** history. **MS. COFFEY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. COFFEY** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. COFFEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. COFFEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COFFEY's** history.
6. **MS. COFFEY** shall attend a minimum of one (1) meeting per week of a

support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. COFFEY** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. COFFEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. COFFEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. COFFEY** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. COFFEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. COFFEY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. COFFEY** shall notify the Board.
11. **MS. COFFEY** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. COFFEY** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. COFFEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. COFFEY

12. **MS. COFFEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. **MS. COFFEY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. COFFEY** 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.
15. **MS. COFFEY** 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 Compliance Unit of the Board.
16. **MS. COFFEY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. COFFEY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. COFFEY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. COFFEY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

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

Board monitoring, based upon an interview with **MS. COFFEY** and review of the reports as required herein. Any period during which **MS. COFFEY** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **JENNIFER COFFEY** to surrender her licensed practical nurse license #P.N. 118081 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

CRAFT, ALLISON , R.N. 247273 (CASE #07-1436)

Action: It was moved by Janet Boeckman, seconded by Kathleen O'Dell, in the matter of Allison Craft, that upon consideration of the charges stated against **ALLISON CRAFT** in the July 23, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CRAFT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. CRAFT's** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **ALLISON CRAFT** to surrender her registered nurse license #R.N. 247273 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

DENT, CHERYL, P.N. 072528 (CASE #07-1437)

Action: It was moved by Judith Brachman, seconded by Kathleen O'Dell, in the matter of Cheryl Dent, that Upon consideration of the charges stated

against **CHERYL DENT** in the May 21, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. DENT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. DENT'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DENT** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary narcotic and temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DENT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DENT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. DENT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DENT'S** history. **MS. DENT** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. DENT** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. DENT** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. DENT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DENT** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. DENT** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the

- chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. DENT's** license.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DENT** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. DENT'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. DENT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DENT's** history.
 8. Within thirty (30) days prior to **MS. DENT** initiating drug screening, **MS. DENT** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. DENT**.
 9. After initiating drug screening, **MS. DENT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. DENT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DENT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. DENT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. DENT

11. **MS. DENT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. DENT** 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.
13. **MS. DENT** 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.
14. **MS. DENT** 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 Compliance Unit of the Board.
15. **MS. DENT** 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 400, Columbus, OH 43215-7410.
16. **MS. DENT** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. DENT** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. DENT** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. DENT** submits a written request for reinstatement; (2) the Board determines that **MS. DENT** has complied with all conditions of reinstatement; (3) the Board determines that **MS. DENT** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. DENT** and review of the documentation specified in this Order.

Following reinstatement, MS. DENT shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. DENT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DENT** shall appear in person for interviews before the full Board or its

designated representative as requested by the Board.

Monitoring

3. **MS. DENT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DENT's** history. **MS. DENT** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. DENT** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. DENT** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. DENT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DENT's** history.
6. **MS. DENT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. DENT** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. DENT** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. DENT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. DENT** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. DENT** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. DENT** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. DENT** shall notify the Board.
11. **MS. DENT** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. DENT** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DENT** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. DENT

12. **MS. DENT** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. DENT** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. DENT** 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.
15. **MS. DENT** 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 Compliance Unit of the Board.
16. **MS. DENT** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. DENT** shall verify that the reports and documentation required by this Order are received in the Board office.

18. **MS. DENT** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. DENT** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. DENT shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. DENT** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. DENT 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. DENT's suspension shall be lifted and MS. DENT's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. DENT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DENT** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. DENT** 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. DENT** has complied with all aspects of this Order; and (2) the Board determines that **MS. DENT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DENT** and review of the reports as required herein. Any period during which **MS. DENT** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **CHERYL DENT** to surrender her licensed practical nurse license #P.N. 072528 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax and Janet Boeckman abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

DOLES, LEILA, R.N. 221789 (CASE #07-2364)

Action: It was moved by Teresa Williams, seconded by Janet Boeckman that cases #06-2075 and #07-2364 be consolidated. Motion adopted by majority vote of the Board members.

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, in the matter of Leila Doles, that upon consideration of the charges stated against **LEILA DOLES** in the July 23, 2007 Notice of Opportunity for Hearing and the October 1, 2007, Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. DOLES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. DOLES'** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DOLES** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DOLES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOLES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. DOLES** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DOLES's** history. **MS. DOLES** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. DOLES** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. DOLES** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. DOLES** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DOLES** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. DOLES** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. DOLES's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. DOLES** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. DOLES'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. DOLES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DOLES'** history.
8. Within thirty (30) days prior to **MS. DOLES** initiating drug screening, **MS. DOLES** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. DOLES**.
 9. After initiating drug screening, **MS. DOLES** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. DOLES** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. DOLES** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. DOLES** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. DOLES

11. **MS. DOLES** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. DOLES** 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.
13. **MS. DOLES** 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.
14. **MS. DOLES** 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 Compliance Unit of the Board.

15. **MS. DOLES** 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 400, Columbus, OH 43215-7410.
16. **MS. DOLES** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. DOLES** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. DOLES** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. DOLES** submits a written request for reinstatement; (2) the Board determines that **MS. DOLES** has complied with all conditions of reinstatement; (3) the Board determines that **MS. DOLES** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. DOLES** and review of the documentation specified in this Order.

Following reinstatement, MS. DOLES shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. DOLES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOLES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. DOLES** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DOLES'** history. **MS. DOLES** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. DOLES** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. DOLES** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol

analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. DOLES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DOLES'** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. DOLES** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. DOLES** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. DOLES** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. DOLES** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. DOLES** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. DOLES** shall notify the Board.
11. **MS. DOLES** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. DOLES** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her

employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DOLES** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. DOLES

12. **MS. DOLES** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. DOLES** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. DOLES** 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.
15. **MS. DOLES** 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 Compliance Unit of the Board.
16. **MS. DOLES** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. DOLES** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. DOLES** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. DOLES** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MS. DOLES shall not administer, have access to, or possess (except as prescribed for **MS. DOLES'** use by another so authorized by law who has full knowledge of **MS. DOLES'** history) any narcotics, other controlled substances, or

mood altering drugs. In addition, **MS. DOLES** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. DOLES** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. DOLES shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. DOLES** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. DOLES 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. DOLES' suspension shall be lifted and MS. DOLES's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. DOLES** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DOLES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. DOLES** 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. DOLES** has complied with all aspects of this Order; and (2) the Board determines that **MS. DOLES** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DOLES** and review of the reports as required herein. Any period during which **MS. DOLES** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **LEILA DOLES** to surrender her registered nurse license #R.N. 221789 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

ERTLEY, MARY, R.N.278719 (CASE #06-1038)

Action: It was moved by Kathleen O'Dell, seconded by Eric Yoon, in the matter of Mary Ertley, that upon consideration of the charges stated against **MARY ERTLEY** in the March 19, Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. ERTLEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. ERTLEY's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ERTLEY** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ERTLEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ERTLEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. ERTLEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ERTLEY's** history. **MS. ERTLEY** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. ERTLEY** shall abstain completely from the use of alcohol.

5. Prior to seeking reinstatement by the Board, **MS. ERTLEY** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. ERTLEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. ERTLEY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. ERTLEY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. ERTLEY's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. ERTLEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. ERTLEY'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. ERTLEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ERTLEY's** history.
8. Within thirty (30) days prior to **MS. ERTLEY** initiating drug screening, **MS. ERTLEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. ERTLEY**.
9. After initiating drug screening, **MS. ERTLEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating

practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. ERTLEY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

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

Reporting Requirements of MS. ERTLEY

11. **MS. ERTLEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. ERTLEY** 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.
13. **MS. ERTLEY** 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.
14. **MS. ERTLEY** 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 Compliance Unit of the Board.
15. **MS. ERTLEY** 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 400, Columbus, OH 43215-7410.
16. **MS. ERTLEY** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. ERTLEY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. ERTLEY** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. ERTLEY**

submits a written request for reinstatement; (2) the Board determines that **MS. ERTLEY** has complied with all conditions of reinstatement; (3) the Board determines that **MS. ERTLEY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. ERTLEY** and review of the documentation specified in this Order.

Following reinstatement, MS. ERTLEY shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. ERTLEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ERTLEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. ERTLEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ERTLEY's** history. **MS. ERTLEY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. ERTLEY** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. ERTLEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. ERTLEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ERTLEY's** history.
6. **MS. ERTLEY** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. ERTLEY** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. ERTLEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. ERTLEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. ERTLEY** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. ERTLEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. ERTLEY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. ERTLEY** shall notify the Board.
11. **MS. ERTLEY** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. ERTLEY** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. ERTLEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. ERTLEY

12. **MS. ERTLEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. ERTLEY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. ERTLEY** 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.

15. **MS. ERTLEY** 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 Compliance Unit of the Board.
16. **MS. ERTLEY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. ERTLEY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. ERTLEY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. ERTLEY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. ERTLEY shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. ERTLEY** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. ERTLEY 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. ERTLEY's** suspension shall be lifted and **MS. ERTLEY's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. ERTLEY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. ERTLEY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. ERTLEY** 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. ERTLEY** has complied with all aspects of this Order; and (2) the Board determines that **MS. ERTLEY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ERTLEY** and review of the reports as required herein. Any period during which **MS. ERTLEY** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **MARY ERTLEY** to surrender her registered nurse license #R.N. 278719 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

EWERS, SANDRA P.N. 118986 (CASE #07-0159)

Action: It was moved by Eric Yoon, seconded by Teresa Williams, in the matter of Sandra Ewers, that upon consideration of the charges stated against **SANDRA EWERS** in the July 23, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds

that **MS. EWERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. EWERS'** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. EWERS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EWERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EWERS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. EWERS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EWERS'** history. **MS. EWERS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. EWERS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. EWERS** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. EWERS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. EWERS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. EWERS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and

- conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. EWERS'** license.
7. Prior to seeking reinstatement by the Board, **MS. EWERS** shall, at her own expense, seek a psychiatric evaluation by a Board approved psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. EWERS** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. EWERS** shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
 8. **MS. EWERS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the psychiatrist's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. EWERS'** license.
 9. **For a minimum, continuous period of 12 (twelve) months immediately prior to requesting reinstatement, MS. EWERS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. EWERS'** 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. EWERS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EWERS'** history.
 10. Within thirty (30) days prior to **MS. EWERS** initiating drug screening, **MS. EWERS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. EWERS**.
 11. After initiating drug screening, **MS. EWERS** shall be under a continuing

duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. EWERS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

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

Reporting Requirements of MS. EWERS

13. **MS. EWERS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. EWERS** 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.
15. **MS. EWERS** 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.
16. **MS. EWERS** 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 Compliance Unit of the Board.
17. **MS. EWERS** 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 400, Columbus, OH 43215-7410.
18. **MS. EWERS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. EWERS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
20. **MS. EWERS** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. EWERS** submits a written request for reinstatement; (2) the Board determines that **MS. EWERS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. EWERS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. EWERS** and review of the documentation specified in this Order.

Following reinstatement, MS. EWERS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. EWERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EWERS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. EWERS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EWERS'** history. **MS. EWERS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. EWERS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. EWERS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. EWERS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EWERS'** history.
6. **MS. EWERS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. EWERS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. EWERS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. EWERS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. EWERS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. EWERS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. EWERS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. EWERS** shall notify the Board.
11. **MS. EWERS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. EWERS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. EWERS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. EWERS

12. **MS. EWERS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. EWERS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.

14. **MS. EWERS** 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.
15. **MS. EWERS** 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 Compliance Unit of the Board.
16. **MS. EWERS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. EWERS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. EWERS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. EWERS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. EWERS shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. EWERS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. EWERS 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. EWERS' suspension shall be lifted and MS. EWERS' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. EWERS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. EWERS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. EWERS 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. EWERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. EWERS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. EWERS** and review of the reports as required herein. Any period during which **MS. EWERS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **SANDRA EWERS** to surrender her licensed practical nurse license #P.N. 118986 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Judith Brachman and Elizabeth Buschmann opposed the motion. Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

FARLEY, DEBRA, P.N. 052853 (CASE #05-0859)

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, in the matter of Debra Farley, that upon consideration of the charges stated

against **DEBRA FARLEY** in the May 22, 2006 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. FARLEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. FARLEY's** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **DEBRA FARLEY** to surrender her licensed practical nurse license #P.N. 052853 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

FAULKNER, MONICA R.N. 314997 (CASE #05-1768)

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, in the matter of Monica Faulkner, that upon consideration of the charges stated against **MONICA FAULKNER** in the November 21, 2005 and by Publication dated September 27, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. FAULKNER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. FAULKNER's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. FAULKNER** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FAULKNER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FAULKNER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. FAULKNER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FAULKNER's** history. **MS. FAULKNER** shall self-administer the

prescribed drugs only in the manner prescribed.

4. **MS. FAULKNER** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. FAULKNER** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. FAULKNER** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. FAULKNER** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. FAULKNER** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. FAULKNER's** license.
7. Prior to seeking reinstatement by the Board, **MS. FAULKNER** shall, at her own expense, seek a psychiatric evaluation by a Board approved psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. FAULKNER** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. FAULKNER** shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
8. **MS. FAULKNER** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the psychiatrist's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. FAULKNER's** license.
9. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. FAULKNER** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board

- at such times as the Board may request. Upon and after **MS. FAULKNER'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. FAULKNER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FAULKNER's** history.
10. Within thirty (30) days prior to **MS. FAULKNER** initiating drug screening, **MS. FAULKNER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. FAULKNER**.
 11. After initiating drug screening, **MS. FAULKNER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. FAULKNER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, **MS. FAULKNER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. FAULKNER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FAULKNER

13. **MS. FAULKNER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. FAULKNER** 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.
15. **MS. FAULKNER** 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.

16. **MS. FAULKNER** 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 Compliance Unit of the Board.
17. **MS. FAULKNER** 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 400, Columbus, OH 43215-7410.
18. **MS. FAULKNER** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FAULKNER** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
20. **MS. FAULKNER** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. FAULKNER** submits a written request for reinstatement; (2) the Board determines that **MS. FAULKNER** has complied with all conditions of reinstatement; (3) the Board determines that **MS. FAULKNER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. FAULKNER** and review of the documentation specified in this Order.

Following reinstatement, MS. FAULKNER shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. FAULKNER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FAULKNER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. FAULKNER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

FAULKNER's history. **MS. FAULKNER** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. FAULKNER** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. FAULKNER** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. FAULKNER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FAULKNER's** history.
6. **MS. FAULKNER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. FAULKNER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. FAULKNER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. FAULKNER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. FAULKNER** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. FAULKNER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FAULKNER** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. FAULKNER** shall notify the Board.
11. **MS. FAULKNER** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. FAULKNER** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. FAULKNER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. FAULKNER

12. **MS. FAULKNER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. FAULKNER** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. FAULKNER** 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.
15. **MS. FAULKNER** 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 Compliance Unit of the Board.
16. **MS. FAULKNER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. FAULKNER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. FAULKNER** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee,

MS. FAULKNER shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. FAULKNER shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. FAULKNER** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. FAULKNER 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. FAULKNER's** suspension shall be lifted and **MS. FAULKNER's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. FAULKNER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FAULKNER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. FAULKNER** 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. FAULKNER** has complied with all aspects of this Order; and (2) the Board determines that **MS. FAULKNER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FAULKNER** and review of the reports as required herein. Any period during which **MS. FAULKNER** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **MONICA FAULKNER** to surrender her registered nurse license #R.N. 314997 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Judith Brachman and Elizabeth Buschmann opposed the motion. Kathleen Driscoll abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

GARRETT, TONI, P.N. 080925 (CASE #07-0145)

Action: It was moved by Kathleen Driscoll, seconded by Anne Barnett, in the matter of Toni Garrett, that upon consideration of the charges stated against **TONI GARRETT** in the January 22, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. GARRETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. GARRETT's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GARRETT** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. GARRETT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GARRETT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

3. **MS. GARRETT** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation to the Board of her successful completion of the following continuing nursing education: forty-eight (48) hours related to Medication Administration and Documentation; eight (8) hours of Professionalism; and one (1) hour of Ohio Law and Rules.

Monitoring

4. **MS. GARRETT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARRETT's** history. **MS. GARRETT** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. GARRETT** shall abstain completely from the use of alcohol.
6. Prior to seeking reinstatement by the Board, **MS. GARRETT** shall, at her own expense, seek a psychiatric evaluation by a Board approved psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. GARRETT** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. GARRETT** shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
7. **MS. GARRETT** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the psychiatrist's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. GARRETT's** license.
8. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. GARRETT** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. GARRETT'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. GARRETT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARRETT's** history.
9. Within thirty (30) days prior to **MS. GARRETT** initiating drug screening, **MS. GARRETT** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. GARRETT**.
 10. After initiating drug screening, **MS. GARRETT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. GARRETT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. GARRETT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. GARRETT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GARRETT

12. **MS. GARRETT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. GARRETT** 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.
14. **MS. GARRETT** 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.
15. **MS. GARRETT** 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 Compliance Unit of the Board.

16. **MS. GARRETT** 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 400, Columbus, OH 43215-7410.
17. **MS. GARRETT** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. GARRETT** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
19. **MS. GARRETT** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. GARRETT** submits a written request for reinstatement; (2) the Board determines that **MS. GARRETT** has complied with all conditions of reinstatement; (3) the Board determines that **MS. GARRETT** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. GARRETT** and review of the documentation specified in this Order.

Following reinstatement, MS. GARRETT shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. GARRETT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GARRETT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. GARRETT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARRETT's** history. **MS. GARRETT** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. GARRETT** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. GARRETT** shall submit, at her expense

and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. GARRETT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARRETT**' history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. GARRETT** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. GARRETT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. GARRETT** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. GARRETT** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. GARRETT** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. GARRETT** shall notify the Board.
11. **MS. GARRETT** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. GARRETT** shall provide her employer(s) with a

copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. GARRETT** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. GARRETT

12. **MS. GARRETT** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. GARRETT** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. GARRETT** 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.
15. **MS. GARRETT** 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 Compliance Unit of the Board.
16. **MS. GARRETT** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. GARRETT** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. GARRETT** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. GARRETT** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. GARRETT shall not administer, have access to, or possess (except as prescribed for **MS. GARRETT's** use by another so authorized by law who has full

knowledge of **MS. GARRETT's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. GARRETT** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. GARRETT** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. GARRETT shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. GARRETT** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. GARRETT 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. GARRETT's** suspension shall be lifted and **MS. GARRETT's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. GARRETT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. GARRETT** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. GARRETT** 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. GARRETT** has complied with all aspects of this Order; and (2) the Board determines that **MS. GARRETT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. GARRETT** and review of the reports as required herein. Any period during which **MS. GARRETT** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **TONI GARRETT** to surrender her licensed practical nurse license #P.N. 080925 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Judith Brachman opposed the motion. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

JEWETT, RONALD, P.N. 103292 (CASE #06-0382)

Action: It was moved by Debra Broadnax, seconded by Eric Yoon, in the matter of Ronald Jewett, that upon consideration of the charges stated against **RONALD JEWETT** in the September 25, 2006 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. JEWETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MR. JEWETT'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **RONALD JEWETT** to surrender his licensed practical nurse license #P.N. 103292 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

Mihiylov, Pamela P.N. 092324 (case # 07-0482)

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, in the matter of Pamela Mihiylov, that upon consideration of the charges stated against **PAMELA MIHIYLOV** in the March 19, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MIHIYLOV** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. MIHIYLOV'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the

conditions for reinstatement set forth below, and that following reinstatement, **MS. MIHIYLOV** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MIHIYLOV** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MIHIYLOV** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. MIHIYLOV** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MIHIYLOV's** history. **MS. MIHIYLOV** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. MIHIYLOV** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. MIHIYLOV** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. MIHIYLOV** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MIHIYLOV** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. MIHIYLOV** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. MIHIYLOV's** license.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MIHIYLOV** shall submit, at her expense and on the day selected, blood or urine specimens for drug

- and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MIHIYLOV'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. MIHIYLOV** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MIHIYLOV's** history.
8. Within thirty (30) days prior to **MS. MIHIYLOV** initiating drug screening, **MS. MIHIYLOV** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MIHIYLOV**.
 9. After initiating drug screening, **MS. MIHIYLOV** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. MIHIYLOV** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MIHIYLOV** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MIHIYLOV** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MIHIYLOV

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

13. **MS. MIHIYLOV** 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.
14. **MS. MIHIYLOV** 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 Compliance Unit of the Board.
15. **MS. MIHIYLOV** 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 400, Columbus, OH 43215-7410.
16. **MS. MIHIYLOV** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. MIHIYLOV** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. MIHIYLOV** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. MIHIYLOV** submits a written request for reinstatement; (2) the Board determines that **MS. MIHIYLOV** has complied with all conditions of reinstatement; (3) the Board determines that **MS. MIHIYLOV** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. MIHIYLOV** and review of the documentation specified in this Order.

Following reinstatement, MS. MIHIYLOV shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. MIHIYLOV** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MIHIYLOV** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. MIHIYLOV** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

MIHIYLOV's history. **MS. MIHIYLOV** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. MIHIYLOV** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. MIHIYLOV** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MIHIYLOV** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MIHIYLOV's** history.
6. **MS. MIHIYLOV** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MIHIYLOV** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. MIHIYLOV** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. MIHIYLOV** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. MIHIYLOV** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MIHIYLOV** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MIHIYLOV** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

15. Prior to accepting employment as a nurse, each time with every employer, **MS. MIHIYLOV** shall notify the Board.
11. **MS. MIHIYLOV** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. MIHIYLOV** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MIHIYLOV** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. MIHIYLOV

12. **MS. MIHIYLOV** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. MIHIYLOV** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. MIHIYLOV** 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.
15. **MS. MIHIYLOV** 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 Compliance Unit of the Board.
16. **MS. MIHIYLOV** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. MIHIYLOV** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. MIHIYLOV** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. MIHIYLOV** shall complete a nurse refresher course or extensive

orientation approved in advance by the Board.

Temporary Practice Restrictions

MS. MIHIYLOV shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. MIHIYLOV** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. MIHIYLOV 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. MIHIYLOV's suspension shall be lifted and MS. MIHIYLOV's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. MIHIYLOV** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MIHIYLOV** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MIHIYLOV** 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. MIHIYLOV** has complied with all aspects of this Order; and (2) the Board determines that **MS. MIHIYLOV** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MIHIYLOV** and review of the reports as required herein. Any period during which **MS. MIHIYLOV** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **PAMELA MIHIYLOV** to surrender her licensed practical nurse license #P.N. 092324 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

MILLER, HEATHER, P.N. 116483 (CASE #06-3044)

Action: It was moved by Eric Yoon, seconded by Kathleen O'Dell, in the matter of Heather Miller, that upon consideration of the charges stated against **HEATHER MILLER** in the May 29, 2007, Notice of Immediate Suspension and Opportunity for Hearing and in the July 23, 2007 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MILLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. MILLER'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **HEATHER MILLER** to surrender her licensed practical nurse license #P.N. 116483 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

MUSGRAVE, PAMELA P.N. 085711 (CASE #06-2962)

Action: It was moved by Anne Barnett, seconded by Teresa Williams, in the matter of Pamela Musgrave, that upon consideration of the charges stated against **PAMELA MUSGRAVE** in the November 20, 2006 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MUSGRAVE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. MUSGRAVE'S** license to practice nursing as a licensed

practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MUSGRAVE** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MUSGRAVE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MUSGRAVE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. MUSGRAVE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MUSGRAVE's** history. **MS. MUSGRAVE** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. MUSGRAVE** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. MUSGRAVE** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. MUSGRAVE** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MUSGRAVE** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. MUSGRAVE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. MUSGRAVE's** license.
7. **For a minimum, continuous period of twelve (12) months**

- immediately prior to requesting reinstatement, MS. MUSGRAVE** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MUSGRAVE'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. MUSGRAVE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MUSGRAVE's** history.
8. Within thirty (30) days prior to **MS. MUSGRAVE** initiating drug screening, **MS. MUSGRAVE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MUSGRAVE**.
 9. After initiating drug screening, **MS. MUSGRAVE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. MUSGRAVE** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. MUSGRAVE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MUSGRAVE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 11. Prior to seeking reinstatement by the Board, **MS. MUSGRAVE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Documentation and ten (10) hours of Scope of Practice.

Reporting Requirements of MS. MUSGRAVE

12. **MS. MUSGRAVE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. MUSGRAVE** 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.
14. **MS. MUSGRAVE** 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.
15. **MS. MUSGRAVE** 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 Compliance Unit of the Board.
16. **MS. MUSGRAVE** 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 400, Columbus, OH 43215-7410.
17. **MS. MUSGRAVE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. MUSGRAVE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
19. **MS. MUSGRAVE** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. MUSGRAVE** submits a written request for reinstatement; (2) the Board determines that **MS. MUSGRAVE** has complied with all conditions of reinstatement; (3) the Board determines that **MS. MUSGRAVE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. MUSGRAVE** and review of the documentation specified in this Order.

Following reinstatement, MS. MUSGRAVE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. MUSGRAVE** shall obey all federal, state, and local laws, and all laws

and rules governing the practice of nursing in Ohio.

2. **MS. MUSGRAVE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. MUSGRAVE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MUSGRAVE's** history. **MS. MUSGRAVE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MUSGRAVE** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. MUSGRAVE** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MUSGRAVE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MUSGRAVE's** history.
6. **MS. MUSGRAVE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MUSGRAVE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. MUSGRAVE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. MUSGRAVE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. MUSGRAVE** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly

to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MUSGRAVE** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MUSGRAVE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. MUSGRAVE** shall notify the Board.
11. **MS. MUSGRAVE** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. MUSGRAVE** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MUSGRAVE** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. MUSGRAVE

12. **MS. MUSGRAVE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. MUSGRAVE** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. MUSGRAVE** 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.
15. **MS. MUSGRAVE** 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 Compliance Unit of the Board.
16. **MS. MUSGRAVE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite

400, Columbus, OH 43215-7410.

17. **MS. MUSGRAVE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. MUSGRAVE** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. MUSGRAVE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. MUSGRAVE shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. MUSGRAVE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. MUSGRAVE 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. MUSGRAVE's** suspension shall be lifted and **MS. MUSGRAVE's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. MUSGRAVE** has

violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MUSGRAVE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MUSGRAVE** 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. MUSGRAVE** has complied with all aspects of this Order; and (2) the Board determines that **MS. MUSGRAVE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MUSGRAVE** and review of the reports as required herein. Any period during which **MS. MUSGRAVE** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **PAMELA MUSGRAVE** to surrender her licensed practical nurse license #P.N. 085711 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

NAVEY, KRISTINA, P.N. 123355 (CASE #07-1982)

Action: It was moved by Kathleen O'Dell, seconded by Eric Yoon, in the matter of Kristina Navey, that upon consideration of the charges stated against **KRISTINA NAVEY** in the July 23, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. NAVEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. NAVEY's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. NAVEY** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. NAVEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. NAVEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. NAVEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. NAVEY's** history. **MS. NAVEY** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. NAVEY** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. NAVEY** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. NAVEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. NAVEY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. NAVEY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. NAVEY's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. NAVEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. NAVEY'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.**

- NAVEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. NAVEY's** history.
8. Within thirty (30) days prior to **MS. NAVEY** initiating drug screening, **MS. NAVEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. NAVEY**.
 9. After initiating drug screening, **MS. NAVEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. NAVEY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. NAVEY** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. NAVEY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. NAVEY

11. **MS. NAVEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. NAVEY** 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.
13. **MS. NAVEY** 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.
14. **MS. NAVEY** 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 Compliance Unit of the Board.

15. **MS. NAVEY** 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 400, Columbus, OH 43215-7410.
16. **MS. NAVEY** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. NAVEY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. NAVEY** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. NAVEY** submits a written request for reinstatement; (2) the Board determines that **MS. NAVEY** has complied with all conditions of reinstatement; (3) the Board determines that **MS. NAVEY** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. NAVEY** and review of the documentation specified in this Order.

Following reinstatement, MS. NAVEY shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. NAVEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. NAVEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. NAVEY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. NAVEY's** history. **MS. NAVEY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. NAVEY** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. NAVEY** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the

Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. NAVEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. NAVEY's** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. NAVEY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. NAVEY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. NAVEY** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. NAVEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. NAVEY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. NAVEY** shall notify the Board.
11. **MS. NAVEY** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. NAVEY** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer

report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. NAVAY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. NAVAY

12. **MS. NAVAY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. NAVAY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. NAVAY** 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.
15. **MS. NAVAY** 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 Compliance Unit of the Board.
16. **MS. NAVAY** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. NAVAY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. NAVAY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. NAVAY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

The stay of MS. NAVAY's suspension shall be lifted and MS. NAVAY's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. NAVAY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the

Board shall notify **MS. NAVEY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. NAVEY** 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. NAVEY** has complied with all aspects of this Order; and (2) the Board determines that **MS. NAVEY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. NAVEY** and review of the reports as required herein. Any period during which **MS. NAVEY** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **KRISTINA NAVEY** to surrender her licensed practical nurse license #P.N. 123355 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

PICKENS, MARGARET R.N. 255533 (CASE # 06-1192)

Action: It was moved by Kathleen O'Dell, seconded by Eric Yoon, in the matter of Margaret Pickens, that upon consideration of the charges stated against **MARGARET PICKENS** in the May 22, 2006 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PICKENS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. PICKENS'** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PICKENS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PICKENS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PICKENS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. PICKENS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PICKENS'** history. **MS. PICKENS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. PICKENS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. PICKENS** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. PICKENS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PICKENS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. PICKENS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PICKENS'** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. PICKENS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. PICKENS'** 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. PICKENS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PICKENS'** history.
8. Within thirty (30) days prior to **MS. PICKENS** initiating drug screening, **MS. PICKENS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. PICKENS**.
 9. After initiating drug screening, **MS. PICKENS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. PICKENS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. PICKENS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PICKENS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PICKENS

11. **MS. PICKENS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. PICKENS** 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.
13. **MS. PICKENS** 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.
14. **MS. PICKENS** 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 Compliance Unit of the Board.

15. **MS. PICKENS** 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 400, Columbus, OH 43215-7410.
16. **MS. PICKENS** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. PICKENS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. PICKENS** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. PICKENS** submits a written request for reinstatement; (2) the Board determines that **MS. PICKENS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. PICKENS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PICKENS** and review of the documentation specified in this Order.

Following reinstatement, MS. PICKENS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. PICKENS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PICKENS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. PICKENS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PICKENS'** history. **MS. PICKENS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PICKENS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. PICKENS** shall submit, at her expense

and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. PICKENS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PICKENS'** history.

Treating Practitioners and Reporting

6. Within sixty (60) days of the execution of the probationary period, **MS. PICKENS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. PICKENS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
7. **MS. PICKENS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. PICKENS** throughout the duration of this Order.
8. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PICKENS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

9. Prior to accepting employment as a nurse, each time with every employer, **MS. PICKENS** shall notify the Board.
10. **MS. PICKENS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. PICKENS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PICKENS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new

employer prior to accepting employment.

Reporting Requirements of MS. PICKENS

11. **MS. PICKENS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
12. **MS. PICKENS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
13. **MS. PICKENS** 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.
14. **MS. PICKENS** 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 Compliance Unit of the Board.
15. **MS. PICKENS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
16. **MS. PICKENS** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. PICKENS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
18. Prior to working as a nurse and if requested by the Board or its designee, **MS. PICKENS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

The stay of MS. PICKENS' suspension shall be lifted and MS. PICKENS' license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. PICKENS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. PICKENS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. PICKENS 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. PICKENS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PICKENS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PICKENS** and review of the reports as required herein. Any period during which **MS. PICKENS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **MARGARET PICKENS** to surrender her registered nurse license #R.N. 255533 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

RAHRIG, CHRIS, R.N. 204033 (CASE #07-0007)

Action: It was moved by Eric Yoon seconded by Teresa Williams that cases #06-0967 and #07-0007 be consolidated. Motion adopted by majority vote of the Board members.

Action: It was moved by Eric Yoon, seconded by Teresa Williams, in that matter of Chris Rahrig, that upon consideration of the charges stated against **CHRIS RAHRIG** in the January 22, 2007, Notice of Immediate Suspension and Opportunity for Hearing and in the July 23, 2007, Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. RAHRIG** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MR. RAHRIG'S** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MR. RAHRIG** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, and the Permanent Practice Restrictions and Permanent Narcotic Restriction set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. RAHRIG** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. RAHRIG** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MR. RAHRIG** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. RAHRIG's** history. **MR. RAHRIG** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MR. RAHRIG** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MR. RAHRIG** shall, at his own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. RAHRIG** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. RAHRIG** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MR. RAHRIG** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. RAHRIG's** license.
7. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MR. RAHRIG** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. RAHRIG'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. RAHRIG** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. RAHRIG's** history.
8. Within thirty (30) days prior to **MR. RAHRIG** initiating drug screening, **MR. RAHRIG** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. RAHRIG**.
 9. After initiating drug screening, **MR. RAHRIG** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. RAHRIG** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MR. RAHRIG** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. RAHRIG** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. RAHRIG

11. **MR. RAHRIG** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MR. RAHRIG** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
13. **MR. RAHRIG** 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.
14. **MR. RAHRIG** 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 Compliance Unit of the Board.

15. **MR. RAHRIG** 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 400, Columbus, OH 43215-7410.
16. **MR. RAHRIG** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MR. RAHRIG** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MR. RAHRIG** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MR. RAHRIG** submits a written request for reinstatement; (2) the Board determines that **MR. RAHRIG** has complied with all conditions of reinstatement; (3) the Board determines that **MR. RAHRIG** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. RAHRIG** and review of the documentation specified in this Order.

Following reinstatement, MR. RAHRIG shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MR. RAHRIG** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. RAHRIG** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MR. RAHRIG** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. RAHRIG's** history. **MR. RAHRIG** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. RAHRIG** shall abstain completely from the use of alcohol.
5. During the probationary period, **MR. RAHRIG** shall submit, at her expense

and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day 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. RAHRIG** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. RAHRIG's** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. RAHRIG** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MR. RAHRIG** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MR. RAHRIG** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. RAHRIG** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. RAHRIG** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. RAHRIG** shall notify the Board.
11. **MR. RAHRIG** shall have his employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MR. RAHRIG** shall provide his employer(s) with a

copy of this Order and Notice of Opportunity for Hearing and shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. RAHRIG** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MR. RAHRIG

12. **MR. RAHRIG** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. RAHRIG** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. RAHRIG** 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.
15. **MR. RAHRIG** 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 Compliance Unit of the Board.
16. **MR. RAHRIG** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. RAHRIG** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. RAHRIG** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MR. RAHRIG** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

MR. RAHRIG shall not administer, have access to, or possess (except as prescribed for **MR. RAHRIG's** use by another so authorized by law who has full

knowledge of **MR. RAHRIG's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. RAHRIG** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. RAHRIG** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MR. RAHRIG shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MR. RAHRIG** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. RAHRIG 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. RAHRIG's** suspension shall be lifted and **MR. RAHRIG's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. RAHRIG** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. RAHRIG** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. RAHRIG** 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. RAHRIG** has complied with all aspects of this Order; and (2) the Board determines that **MR. RAHRIG** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. RAHRIG** and review of the reports as required herein. Any period during which **MR. RAHRIG** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **CHRIS RAHRIG** to surrender his registered nurse license #R.N. 204033 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

REITZ, KRISTOPHER R.N. 293136 (CASE # 04-2904)

Action: It was moved by Teresa Williams, seconded Janet Boeckman, in the matter of Kristopher Reitz, that upon consideration of the charges stated against **KRISTOPHER REITZ** in the May 23, 2005 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. REITZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MR. REITZ's** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **KRISTOPHER REITZ** to surrender his registered nurse license #R.N. 293136 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Anne Barnett opposed the motion. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SCHOLL, LORI, P.N. 090603 (CASE #07-0203)

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, in the matter of Lori Scholl, that upon consideration of the charges stated against **LORI SCHOLL** in the July 23, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SCHOLL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders

that **MS. SCHOLL'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SCHOLL** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SCHOLL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHOLL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SCHOLL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHOLL'S** history. **MS. SCHOLL** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SCHOLL** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SCHOLL** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SCHOLL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SCHOLL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. SCHOLL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SCHOLL'S** license.

7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SCHOLL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SCHOLL'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. SCHOLL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHOLL'S** history.
8. Within thirty (30) days prior to **MS. SCHOLL** initiating drug screening, **MS. SCHOLL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SCHOLL**.
9. After initiating drug screening, **MS. SCHOLL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SCHOLL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SCHOLL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SCHOLL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SCHOLL

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

13. **MS. SCHOLL** 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.
14. **MS. SCHOLL** 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 Compliance Unit of the Board.
15. **MS. SCHOLL** 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 400, Columbus, OH 43215-7410.
16. **MS. SCHOLL** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. SCHOLL** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. SCHOLL** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SCHOLL** submits a written request for reinstatement; (2) the Board determines that **MS. SCHOLL** has complied with all conditions of reinstatement; (3) the Board determines that **MS. SCHOLL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SCHOLL** and review of the documentation specified in this Order.

Following reinstatement, MS. SCHOLL shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SCHOLL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHOLL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SCHOLL** shall abstain completely from the personal use or possession

of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHOLL'S** history. **MS. SCHOLL** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. SCHOLL** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SCHOLL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SCHOLL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHOLL'S** history.
6. **MS. SCHOLL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SCHOLL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SCHOLL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SCHOLL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. SCHOLL** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SCHOLL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SCHOLL** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SCHOLL** shall notify the Board.
11. **MS. SCHOLL** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SCHOLL** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SCHOLL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SCHOLL

12. **MS. SCHOLL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SCHOLL** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SCHOLL** 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.
15. **MS. SCHOLL** 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 Compliance Unit of the Board.
16. **MS. SCHOLL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SCHOLL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SCHOLL** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SCHOLL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. SCHOLL shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SCHOLL** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SCHOLL 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. SCHOLL'S** suspension shall be lifted and **MS. SCHOLL'S** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SCHOLL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SCHOLL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SCHOLL** 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. SCHOLL** has complied with all aspects of this Order; and (2) the Board determines that **MS. SCHOLL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SCHOLL** and review of the reports as required herein. Any period during which **MS. SCHOLL** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **LORI SCHOLL** to surrender her licensed practical nurse license #P.N. 090603 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SCHULTZ, HOLLY, P.N. 103685 (CASE #07-0560)

Action: It was moved by Judith Brachman, seconded by Kathleen O'Dell, in the matter of Holly Schultz, that upon consideration of the charges stated against **HOLLY SCHULTZ** in the April 25, 2007 Notice of Immediate Suspension and Opportunity for Hearing and the May 21, 2007 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SCHULTZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. SCHULTZ'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SCHULTZ** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SCHULTZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHULTZ** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SCHULTZ** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHULTZ'S** history. **MS. SCHULTZ** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SCHULTZ** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SCHULTZ** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SCHULTZ** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SCHULTZ** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. SCHULTZ** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SCHULTZ'S** license.
7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SCHULTZ** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SCHULTZ'** 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. SCHULTZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHULTZ'S** history.
8. Within thirty (30) days prior to **MS. SCHULTZ** initiating drug screening,

- MS. SCHULTZ** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SCHULTZ**.
9. After initiating drug screening, **MS. SCHULTZ** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SCHULTZ** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SCHULTZ** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SCHULTZ** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SCHULTZ

11. **MS. SCHULTZ** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. SCHULTZ** 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.
13. **MS. SCHULTZ** 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.
14. **MS. SCHULTZ** 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 Compliance Unit of the Board.
15. **MS. SCHULTZ** 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 400, Columbus, OH 43215-7410.

16. **MS. SCHULTZ** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. SCHULTZ** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. SCHULTZ** shall submit to a BCI criminal records check.
19. **MS. SCHULTZ** shall successfully complete and submit satisfactory documentation of her successful completion of five (5) hours of Ethics.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SCHULTZ** submits a written request for reinstatement; (2) the Board determines that **MS. SCHULTZ** has complied with all conditions of reinstatement; (3) the Board determines that **MS. SCHULTZ** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SCHULTZ** and review of the documentation specified in this Order.

Following reinstatement, MS. SCHULTZ shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SCHULTZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHULTZ** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SCHULTZ** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHULTZ**' history. **MS. SCHULTZ** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SCHULTZ** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SCHULTZ** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit

such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SCHULTZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHULTZ'S** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SCHULTZ** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SCHULTZ** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. SCHULTZ** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SCHULTZ** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SCHULTZ** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SCHULTZ** shall notify the Board.
11. **MS. SCHULTZ** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SCHULTZ** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for

Hearing. Further, **MS. SCHULTZ** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SCHULTZ

12. **MS. SCHULTZ** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SCHULTZ** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SCHULTZ** 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.
15. **MS. SCHULTZ** 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 Compliance Unit of the Board.
16. **MS. SCHULTZ** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SCHULTZ** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SCHULTZ** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SCHULTZ** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

containers. **MS. SCHULTZ** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

MS. SCHULTZ shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SCHULTZ** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SCHULTZ 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. SCHULTZ'S** suspension shall be lifted and **MS. SCHULTZ'S** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SCHULTZ** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SCHULTZ** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SCHULTZ** 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. SCHULTZ** has complied with all aspects of this Order; and (2) the Board determines that **MS. SCHULTZ** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SCHULTZ** and review of the reports as required herein. Any period during which **MS. SCHULTZ** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **HOLLY SCHULTZ** to surrender her licensed practical nurse license #P.N. 103685 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SHULL, KATHY, P.N. 110728 (CASE #05-1878)

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, in the matter of Kathy Shull, that upon consideration of the charges stated against **KATHY SHULL** in the September 25, 2006 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SHULL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. SHULL'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SHULL** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SHULL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHULL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SHULL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHULL'S** history. **MS. SHULL** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SHULL** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SHULL** shall, at her own

- expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SHULL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SHULL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. SHULL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SHULL's** license.
 7. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. SHULL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SHULL'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. SHULL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHULL's** history.
 8. Within thirty (30) days prior to **MS. SHULL** initiating drug screening, **MS. SHULL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SHULL**.
 9. After initiating drug screening, **MS. SHULL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated

by another practitioner. Further, **MS. SHULL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

10. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. SHULL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SHULL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SHULL

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

12. **MS. SHULL** 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.

13. **MS. SHULL** 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.

14. **MS. SHULL** 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 Compliance Unit of the Board.

15. **MS. SHULL** 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 400, Columbus, OH 43215-7410.

16. **MS. SHULL** shall verify that the reports and documentation required by this Order are received in the Board office.

17. **MS. SHULL** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

18. **MS. SHULL** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SHULL** submits a written request for reinstatement; (2) the Board determines that **MS.**

SHULL has complied with all conditions of reinstatement; (3) the Board determines that **MS. SHULL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SHULL** and review of the documentation specified in this Order.

Following reinstatement, MS. SHULL shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MS. SHULL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHULL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SHULL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHULL's** history. **MS. SHULL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SHULL** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SHULL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SHULL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHULL's** history.
6. **MS. SHULL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SHULL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS.**

SHULL shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SHULL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.

8. **MS. SHULL** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SHULL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SHULL** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SHULL** shall notify the Board.
11. **MS. SHULL** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SHULL** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SHULL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SHULL

12. **MS. SHULL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SHULL** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SHULL** 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.

15. **MS. SHULL** 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 Compliance Unit of the Board.
16. **MS. SHULL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SHULL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SHULL** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SHULL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. SHULL shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SHULL** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SHULL 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. SHULL's suspension shall be lifted and MS. SHULL's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SHULL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SHULL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SHULL** 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. SHULL** has complied with all aspects of this Order; and (2) the Board determines that **MS. SHULL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SHULL** and review of the reports as required herein. Any period during which **MS. SHULL** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **KATHY SHULL** to surrender her licensed practical nurse license #P.N. 110728 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SMITH, RACHAEL, P.N. 121330 (CASE #07-0772)

Action: It was moved by Teresa Williams, seconded by Janet Boeckman that cases 06-2488, 07-0128, and 07-0772 be consolidated. Motion adopted by majority vote of the Board members.

Action: It was moved by Teresa William, seconded by Janet Boeckman, in the matter of Rachael Smith, that upon consideration of the charges stated against

RACHAEL SMITH in the January 22, 2007 Notice of Immediate Suspension and Opportunity for Hearing, the March 19, 2007 Notice of Opportunity for Hearing and the May 21, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SMITH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing the Ohio Board of Nursing Orders that **MS. SMITH's** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **RACHAEL SMITH** to surrender her licensed practical nurse license #P.N. 121330 and the frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SMITH, RICHARD, R.N. 290242 (CASE #06-1907)

Action: It was moved by Debra Broadnax, seconded by Teresa Williams, in the matter of Richard Smith, that upon consideration of the charges stated against **RICHARD SMITH** in the November 20, 2006 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. SMITH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MR. SMITH's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. SMITH** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. SMITH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. SMITH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MR. SMITH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SMITH's** history. **MR. SMITH** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MR. SMITH** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MR. SMITH** shall, at his own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. SMITH** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. SMITH** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MR. SMITH** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. SMITH's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MR. SMITH** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. SMITH'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. SMITH** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SMITH's** history.
8. Within thirty (30) days prior to **MR. SMITH** initiating drug screening, **MR.**

- SMITH** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. SMITH**.
9. After initiating drug screening, **MR. SMITH** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. SMITH** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MR. SMITH** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. SMITH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. SMITH

11. **MR. SMITH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MR. SMITH** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
13. **MR. SMITH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
14. **MR. SMITH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
15. **MR. SMITH** 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 400, Columbus, OH 43215-7410.

16. **MR. SMITH** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MR. SMITH** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MR. SMITH** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MR. SMITH** submits a written request for reinstatement; (2) the Board determines that **MR. SMITH** has complied with all conditions of reinstatement; (3) the Board determines that **MR. SMITH** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. SMITH** and review of the documentation specified in this Order.

Following reinstatement, MR. SMITH shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MR. SMITH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. SMITH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MR. SMITH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SMITH's** history. **MR. SMITH** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. SMITH** shall abstain completely from the use of alcohol.
5. During the probationary period, **MR. SMITH** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. SMITH** shall be

negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. SMITH's** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. SMITH** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MR. SMITH** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MR. SMITH** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. SMITH** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. SMITH** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. SMITH** shall notify the Board.
11. **MR. SMITH** shall have his employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MR. SMITH** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. SMITH** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MR. SMITH

12. **MR. SMITH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. SMITH** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MR. SMITH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **R. SMITH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MR. SMITH** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. SMITH** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. SMITH** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MR. SMITH** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

MR. SMITH shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage

MR. SMITH to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. SMITH** has complied with all aspects of this Order; and (2) the Board determines that **MR. SMITH** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. SMITH** and review of the reports as required herein. Any period during which **MR. SMITH** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **RICHARD SMITH** to surrender his registered nurse license #R.N. 290242 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SPARKS, TINA P.N. 113220 (CASE #05-3096)

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, in the matter of Tina Sparks, that upon consideration of the charges stated against

TINA SPARKS in the November 21, 2005 and Publication dated June 25, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SPARKS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. SPARKS'** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SPARKS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary narcotic restrictions and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SPARKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPARKS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SPARKS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPARKS'** history. **MS. SPARKS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SPARKS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SPARKS** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SPARKS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SPARKS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. SPARKS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the

chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SPARKS'** license.

7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SPARKS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SPARKS'** 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. SPARKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPARKS'** history.
8. Within thirty (30) days prior to **MS. SPARKS** initiating drug screening, **MS. SPARKS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SPARKS**.
9. After initiating drug screening, **MS. SPARKS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SPARKS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SPARKS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SPARKS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
11. Prior to seeking reinstatement by the Board, **MS. SPARKS** shall, at her own expense, seek a psychiatric evaluation from a Board approved

psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. SPARKS** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SPARKS'** license, and a statement as to whether **MS. SPARKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

12. **MS. SPARKS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SPARKS'** license.

Reporting Requirements of MS. SPARKS

13. **MS. SPARKS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. SPARKS** 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.
15. **MS. SPARKS** 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.
16. **MS. SPARKS** 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 Compliance Unit of the Board.
17. **MS. SPARKS** 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 400, Columbus, OH 43215-7410.
18. **MS. SPARKS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. SPARKS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

20. **MS. SPARKS** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SPARKS** submits a written request for reinstatement; (2) the Board determines that **MS. SPARKS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. SPARKS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SPARKS** and review of the documentation specified in this Order.

Following reinstatement, MS. SPARKS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SPARKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPARKS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SPARKS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPARKS'** history. **MS. SPARKS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SPARKS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SPARKS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SPARKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPARKS'** history.
6. **MS. SPARKS** shall attend a minimum of one (1) meeting per week of a

support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SPARKS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SPARKS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SPARKS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. SPARKS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SPARKS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SPARKS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SPARKS** shall notify the Board.
11. **MS. SPARKS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SPARKS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SPARKS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SPARKS

12. **MS. SPARKS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. **MS. SPARKS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SPARKS** 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.
15. **MS. SPARKS** 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 Compliance Unit of the Board.
16. **MS. SPARKS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SPARKS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SPARKS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SPARKS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

MS. SPARKS shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides

nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SPARKS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SPARKS 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. SPARKS' suspension shall be lifted and MS. SPARKS' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. SPARKS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. SPARKS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. SPARKS 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. SPARKS** has complied with all aspects of this Order; and (2) the Board determines that **MS. SPARKS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SPARKS** and review of the reports as required herein. Any period during which **MS. SPARKS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **TINA SPARKS** to surrender her licensed practical nurse license #P.N. 113220 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SPILLER, ANGELA P.N. 105734 (CASE #06-1170)

Action: It was moved by Eric Yoon, seconded by Kathleen O'Dell, in the matter of Angela Spiller, that upon consideration of the charges stated against **ANGELA SPILLER** in the May 22, 2006 and by Publication dated June 27, 2007 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SPILLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. SPILLER'S** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SPILLER** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SPILLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPILLER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SPILLER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPILLER'S** history. **MS. SPILLER** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SPILLER** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SPILLER** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SPILLER** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SPILLER** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.

6. **MS. SPILLER** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SPILLER's** license.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SPILLER** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SPILLER'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. SPILLER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPILLER's** history.
8. Within thirty (30) days prior to **MS. SPILLER** initiating drug screening, **MS. SPILLER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SPILLER**.
9. After initiating drug screening, **MS. SPILLER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SPILLER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SPILLER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SPILLER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SPILLER

11. **MS. SPILLER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. SPILLER** 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.
13. **MS. SPILLER** 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.
14. **MS. SPILLER** 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 Compliance Unit of the Board.
15. **MS. SPILLER** 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 400, Columbus, OH 43215-7410.
16. **MS. SPILLER** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. SPILLER** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. SPILLER** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SPILLER** submits a written request for reinstatement; (2) the Board determines that **MS. SPILLER** has complied with all conditions of reinstatement; (3) the Board determines that **MS. SPILLER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SPILLER** and review of the documentation specified in this Order.

Following reinstatement, MS. SPILLER shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SPILLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. **MS. SPILLER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SPILLER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPILLER's** history. **MS. SPILLER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SPILLER** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SPILLER** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SPILLER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPILLER's** history.
6. **MS. SPILLER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SPILLER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SPILLER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SPILLER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. SPILLER** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances

prescribed, administered, or dispensed to **MS. SPILLER** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SPILLER** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SPILLER** shall notify the Board.
11. **MS. SPILLER** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SPILLER** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SPILLER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SPILLER

12. **MS. SPILLER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SPILLER** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SPILLER** 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.
15. **MS. SPILLER** 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 Compliance Unit of the Board.
16. **MS. SPILLER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

17. **MS. SPILLER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SPILLER** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SPILLER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

MS. SPILLER shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SPILLER** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

reports as required herein. Any period during which **MS. SPILLER** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **ANGELA SPILLER** to surrender her licensed practical nurse license #P.N. 105734 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

STEVENSON, SANDRA, R.N. 274178 (CASE #01-0899)

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, in the matter of Sandra Stevenson, that upon consideration of the charges stated against **SANDRA STEVENSON** in the March 20, 2006 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. STEVENSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. STEVENSON's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STEVENSON** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. STEVENSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STEVENSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. STEVENSON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

STEVENSON's history. **MS. STEVENSON** shall self-administer the prescribed drugs only in the manner prescribed.

4. **MS. STEVENSON** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. STEVENSON** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. STEVENSON** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. STEVENSON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. STEVENSON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. STEVENSON's** license.
7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. STEVENSON** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. STEVENSON'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. STEVENSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STEVENSON's** history.
8. Within thirty (30) days prior to **MS. STEVENSON** initiating drug screening, **MS. STEVENSON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or

dispensed to **MS. STEVENSON**.

9. After initiating drug screening, **MS. STEVENSON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. STEVENSON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. STEVENSON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. STEVENSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. STEVENSON

11. **MS. STEVENSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. STEVENSON** 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.
13. **MS. STEVENSON** 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.
14. **MS. STEVENSON** 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 Compliance Unit of the Board.
15. **MS. STEVENSON** 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 400, Columbus, OH 43215-7410.
16. **MS. STEVENSON** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. STEVENSON** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

18. **MS. STEVENSON** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. STEVENSON** submits a written request for reinstatement; (2) the Board determines that **MS. STEVENSON** has complied with all conditions of reinstatement; (3) the Board determines that **MS. STEVENSON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. STEVENSON** and review of the documentation specified in this Order.

Following reinstatement, MS. STEVENSON shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. STEVENSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STEVENSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. STEVENSON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STEVENSON's** history. **MS. STEVENSON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. STEVENSON** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. STEVENSON** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. STEVENSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STEVENSON's** history.

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. STEVENSON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. STEVENSON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. STEVENSON** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. STEVENSON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. STEVENSON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. STEVENSON** shall notify the Board.
11. **MS. STEVENSON** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. STEVENSON** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. STEVENSON** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. STEVENSON

12. **MS. STEVENSON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested

documentation directly to the Board.

13. **MS. STEVENSON** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. STEVENSON** 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.
15. **MS. STEVENSON** 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 Compliance Unit of the Board.
16. **MS. STEVENSON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. STEVENSON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. STEVENSON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. STEVENSON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. STEVENSON shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care

programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. STEVENSON** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. STEVENSON 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. STEVENSON's** suspension shall be lifted and **MS. STEVENSON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. STEVENSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. STEVENSON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. STEVENSON** 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. STEVENSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. STEVENSON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. STEVENSON** and review of the reports as required herein. Any period during which **MS. STEVENSON** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **SANDRA STEVENSON** to surrender her registered nurse license #R.N. 274178 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

SWEDA, PAUL R.N. 199359 (CASE #06-1637)

Action: It was moved by Kathleen Driscoll, seconded by Elizabeth Buschmann, in the matter of Paul Sweda, that upon consideration of the charges stated against **PAULA SWEDA** in the May 21, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SWEDA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. SWEDA's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SWEDA** shall be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SWEDA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SWEDA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SWEDA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SWEDA's** history. **MS. SWEDA** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. SWEDA** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. SWEDA** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SWEDA** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SWEDA** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a

written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.

6. **MS. SWEDA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SWEDA's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SWEDA** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SWEDA'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. SWEDA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SWEDA's** history.
8. Within thirty (30) days prior to **MS. SWEDA** initiating drug screening, **MS. SWEDA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SWEDA**.
9. After initiating drug screening, **MS. SWEDA** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SWEDA** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. SWEDA** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program,

and **MS. SWEDA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SWEDA

11. **MS. SWEDA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. SWEDA** 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.
13. **MS. SWEDA** 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.
14. **MS. SWEDA** 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 Compliance Unit of the Board.
15. **MS. SWEDA** 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 400, Columbus, OH 43215-7410.
16. **MS. SWEDA** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. SWEDA** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. SWEDA** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. SWEDA** submits a written request for reinstatement; (2) the Board determines that **MS. SWEDA** has complied with all conditions of reinstatement; (3) the Board determines that **MS. SWEDA** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SWEDA** and review of the documentation specified in this Order.

Following reinstatement, MS. SWEDA shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. SWEDA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SWEDA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. SWEDA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SWEDA's** history. **MS. SWEDA** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SWEDA** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SWEDA** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SWEDA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SWEDA's** history.
6. **MS. SWEDA** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SWEDA** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SWEDA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. SWEDA** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.

8. **MS. SWEDA** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SWEDA** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SWEDA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SWEDA** shall notify the Board.
11. **MS. SWEDA** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SWEDA** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SWEDA** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SWEDA

12. **MS. SWEDA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SWEDA** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SWEDA** 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.
15. **MS. SWEDA** 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 Compliance Unit of the Board.
16. **MS. SWEDA** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the

Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400,
Columbus, OH 43215-7410.

17. **MS. SWEDA** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SWEDA** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. SWEDA** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. SWEDA shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SWEDA** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SWEDA 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. SWEDA's suspension shall be lifted and MS. SWEDA's license to practice nursing as a registered nurse will be automatically suspended

if it appears to the Board that **MS. SWEDA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SWEDA** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SWEDA** 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. SWEDA** has complied with all aspects of this Order; and (2) the Board determines that **MS. SWEDA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SWEDA** and review of the reports as required herein. Any period during which **MS. SWEDA** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **PAULA SWEDA** to surrender her registered nurse license #R.N. 199359 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

THOMAS, THERESA, P.N. 065732 (CASE #06-1001)

Action: It was moved by Janet Boeckman, seconded by Eric Yoon, in the matter of Theresa Thomas, that upon consideration of the charges stated against **THERESA THOMAS** in the January 22, 2007, Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. THOMAS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. THOMAS'** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **THERESA THOMAS** to surrender her licensed practical nurse license #P.N. 065732 and frameable wall certificate immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Anne Barnett and Elizabeth Buschmann opposed the motion. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

TRAMONTANA, JILL R.N. 260047 (CASE #06-1559)

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, in the matter of Jill Tramontana, that upon consideration of the charges stated against **JILL TRAMONTANA** in the May 24, 2007 Notice of Immediate Suspension and Opportunity for Hearing and in the July 23, 2007 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. TRAMONTANA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Notice of Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. TRAMONTANA's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time, but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. TRAMONTANA** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. TRAMONTANA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TRAMONTANA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. TRAMONTANA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRAMONTANA's** history. **MS. TRAMONTANA** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. TRAMONTANA** shall abstain completely from the use of alcohol.

5. Prior to seeking reinstatement by the Board, **MS. TRAMONTANA** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. TRAMONTANA** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. TRAMONTANA** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. TRAMONTANA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. TRAMONTANA's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. TRAMONTANA** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. TRAMONTANA'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. TRAMONTANA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRAMONTANA's** history.
8. Within thirty (30) days prior to **MS. TRAMONTANA** initiating drug screening, **MS. TRAMONTANA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. TRAMONTANA**.
9. After initiating drug screening, **MS. TRAMONTANA** shall be under a

- continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. TRAMONTANA** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. TRAMONTANA** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. TRAMONTANA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 11. **Not less than twelve (12) months** prior to seeking reinstatement by the Board, **MS. TRAMONTANA** shall, at her own expense, seek an initial psychiatric evaluation from a psychiatrist approved by the Board and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. TRAMONTANA** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, and recommendations for treatment and monitoring.
 12. **MS. TRAMONTANA** shall provide the Board with satisfactory documentation of compliance with the treatment plan developed by the psychiatrist described in paragraph 11. above until released.
 13. **Within three (3) months** prior to seeking reinstatement by the Board, **MS. TRAMONTANA** shall, at her own expense, seek a second psychiatric evaluation from a psychiatrist approved by the Board and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. TRAMONTANA** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board stating whether **MS. TRAMONTANA** is able to practice nursing in accordance with acceptable and prevailing standards of safe nursing care and any additional restrictions that should be placed on **MS. TRAMONTANA's** license.

Reporting Requirements of MS. TRAMONTANA

14. **MS. TRAMONTANA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. TRAMONTANA** 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.
16. **MS. TRAMONTANA** 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.
17. **MS. TRAMONTANA** 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 Compliance Unit of the Board.
18. **MS. TRAMONTANA** 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 400, Columbus, OH 43215-7410.
19. **MS. TRAMONTANA** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. TRAMONTANA** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
21. **MS. TRAMONTANA** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. TRAMONTANA** submits a written request for reinstatement; (2) the Board determines that **MS. TRAMONTANA** has complied with all conditions of reinstatement; (3) the Board determines that **MS. TRAMONTANA** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. TRAMONTANA** and review of the documentation specified in this Order.

Following reinstatement, MS. TRAMONTANA shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. TRAMONTANA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. **MS. TRAMONTANA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. TRAMONTANA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRAMONTANA's** history. **MS. TRAMONTANA** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. TRAMONTANA** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. TRAMONTANA** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TRAMONTANA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRAMONTANA's** history.
6. **MS. TRAMONTANA** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. TRAMONTANA** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. TRAMONTANA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. TRAMONTANA** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. TRAMONTANA** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly

to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. TRAMONTANA** throughout the duration of this Order.

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. TRAMONTANA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. TRAMONTANA** shall notify the Board.
11. **MS. TRAMONTANA** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. TRAMONTANA** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. TRAMONTANA** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. TRAMONTANA

12. **MS. TRAMONTANA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. TRAMONTANA** 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.
14. **MS. TRAMONTANA** 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.
15. **MS. TRAMONTANA** 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 Compliance Unit of the Board.
16. **MS. TRAMONTANA** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite

400, Columbus, OH 43215-7410.

17. **MS. TRAMONTANA** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. TRAMONTANA** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. TRAMONTANA** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. TRAMONTANA shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. TRAMONTANA** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. TRAMONTANA 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. TRAMONTANA's** suspension shall be lifted and **MS. TRAMONTANA's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. TRAMONTANA** has

violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. TRAMONTANA** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. TRAMONTANA** 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. TRAMONTANA** has complied with all aspects of this Order; and (2) the Board determines that **MS. TRAMONTANA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TRAMONTANA** and review of the reports as required herein. Any period during which **MS. TRAMONTANA** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **JILL TRAMONTANA** to surrender her registered nurse license #R.N. 260047 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

WATTS, GWENDOLYN, P.N. 056265 (CASE #06-0733)

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, in the matter of Gwendolyn Watts, that upon consideration of the charges stated against **GWENDOLYN WATTS** in the May 21, 2007 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WATTS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. WATTS'** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WATTS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth

below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. WATTS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WATTS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. WATTS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTS'** history. **MS. WATTS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. WATTS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. WATTS** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. WATTS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WATTS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
6. **MS. WATTS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. WATTS'** license.
7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. WATTS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WATTS'** 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. WATTS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTS'** history.
8. Within thirty (30) days prior to **MS. WATTS** initiating drug screening, **MS. WATTS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. WATTS**.
 9. After initiating drug screening, **MS. WATTS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. WATTS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. WATTS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WATTS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WATTS

11. **MS. WATTS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. WATTS** 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.
13. **MS. WATTS** 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.

14. **MS. WATTS** 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 Compliance Unit of the Board.
15. **MS. WATTS** 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 400, Columbus, OH 43215-7410.
16. **MS. WATTS** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. WATTS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
18. **MS. WATTS** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. WATTS** submits a written request for reinstatement; (2) the Board determines that **MS. WATTS** has complied with all conditions of reinstatement; (3) the Board determines that **MS. WATTS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. WATTS** and review of the documentation specified in this Order.

Following reinstatement, MS. WATTS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. WATTS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WATTS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. WATTS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTS'** history. **MS. WATTS** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. WATTS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. WATTS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WATTS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTS'** history.
6. **MS. WATTS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WATTS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. WATTS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. WATTS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. WATTS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. WATTS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WATTS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. WATTS** shall notify the Board.

11. **MS. WATTS** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. WATTS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WATTS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. WATTS

12. **MS. WATTS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. WATTS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
14. **MS. WATTS** 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.
15. **MS. WATTS** 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 Compliance Unit of the Board.
16. **MS. WATTS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. WATTS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. WATTS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. WATTS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. WATTS shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) as a nurse for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. WATTS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. WATTS 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. WATTS' suspension shall be lifted and MS. WATTS' license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. WATTS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. WATTS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. WATTS 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. WATTS** has complied with all aspects of this Order; and (2) the Board determines that **MS. WATTS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WATTS** and review of the reports as required herein. Any period during which **MS. WATTS** does not work

in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **GWENDOLYN WATTS** to surrender her licensed practical nurse license #P.N. 056265 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

WIBLE, PEGGY, R.N. 197303 (CASE #05-2037)

Action: It was moved by Eric Yoon, seconded by J. Jane McFee, in the matter of Peggy Wible, that upon consideration of the charges stated against **PEGGY WIBLE** in the September 25, 2006 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WIBLE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. WIBLE's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WIBLE** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. WIBLE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WIBLE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. WIBLE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WIBLE's**

- history. **MS. WIBLE** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. WIBLE** shall abstain completely from the use of alcohol.
 5. Prior to seeking reinstatement by the Board, **MS. WIBLE** shall, at her own expense, seek a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. WIBLE** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WIBLE** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses and recommendations for treatment and monitoring.
 6. **MS. WIBLE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. WIBLE's** license.
 7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. WIBLE** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WIBLE'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. WIBLE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WIBLE's** history.
 8. Within thirty (30) days prior to **MS. WIBLE** initiating drug screening, **MS. WIBLE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS.**

WIBLE.

9. After initiating drug screening, **MS. WIBLE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. WIBLE** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. WIBLE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WIBLE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WIBLE

11. **MS. WIBLE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. WIBLE** 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.
13. **MS. WIBLE** 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.
14. **MS. WIBLE** 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 Compliance Unit of the Board.
15. **MS. WIBLE** 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 400, Columbus, OH 43215-7410.
16. **MS. WIBLE** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. WIBLE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

18. **MS. WIBLE** shall submit to a BCI criminal records check.

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. WIBLE** submits a written request for reinstatement; (2) the Board determines that **MS. WIBLE** has complied with all conditions of reinstatement; (3) the Board determines that **MS. WIBLE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. WIBLE** and review of the documentation specified in this Order.

Following reinstatement, MS. WIBLE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. WIBLE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WIBLE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.

Monitoring

3. **MS. WIBLE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WIBLE's** history. **MS. WIBLE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. WIBLE** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. WIBLE** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WIBLE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WIBLE's** history.
6. **MS. WIBLE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a

Twelve Step program, and **MS. WIBLE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. WIBLE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MS. WIBLE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. WIBLE** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. WIBLE** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WIBLE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. WIBLE** shall notify the Board.
11. **MS. WIBLE** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. WIBLE** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WIBLE** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. WIBLE

12. **MS. WIBLE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

13. **MS. WIBLE** 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.
14. **MS. WIBLE** 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.
15. **MS. WIBLE** 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 Compliance Unit of the Board.
16. **MS. WIBLE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. WIBLE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. WIBLE** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse and if requested by the Board or its designee, **MS. WIBLE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. WIBLE shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and

is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. WIBLE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. WIBLE 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. WIBLE's** suspension shall be lifted and **MS. WIBLE's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. WIBLE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WIBLE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. WIBLE** 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. WIBLE** has complied with all aspects of this Order; and (2) the Board determines that **MS. WIBLE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WIBLE** and review of the reports as required herein. Any period during which **MS. WIBLE** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

The Board further Orders **PEGGY WIBLE** to surrender her registered nurse license #R.N. 197303 immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 18th day of January, 2008.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the January 2008 Board Meeting.

MONITORING

LIFTS OF SUSPENSION/PROBATIONS

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the following, having met the terms and conditions of their consent agreements with the Board, with the recommendation by Debra Broadnax, Supervising Member for Disciplinary Matters, be released from their consent agreements:

Futrall, Heather, A. R.N. 234713 (CASE #02-1550); Pavkov, Cynthia, L P.N. 079968 (CASE #03-1756); Ngaruiya, Gretchen, M. P.N. 124128 (CASE #06-2033); Carter, III, Willie, A. P.N. 112446 (CASE #03-0116); Jackson, Marcia, P.N. 086416 (CASE #04-1438); Smith, Shawn, E. R.N. 291488 (CASE #03-0947); King, Rochelle, S. P.N. 123507 (CASE #06-0319); Halley, Angela, M. R.N. 263839 (CASE #03-0902); Bruehler, Todd, D. R.N. 328995 (CASE #06-1403); Hairston, Beverly, R.N. 225353 (CASE #06-1395); Ball, Eula, P.N. 081061 (CASE #03-1227); Smith, Tonnia, R. P.N. 106111 (CASE #06-0640); Taylor, Cheryl, D. R.N. 329822 (CASE #06-2261); Waller, Julie, A. R.N. 329823 (CASE #06-2008); Sharkey, Kerry, L. P.N. 080662 (CASE #04-2082); Dudding, Janet, C. R.N. 297929 (CASE #02-0596); Miller, Linda, L P.N. 063454 (CASE #06-1465); and Hamilton, Shari, L. R.N. 328997 (CASE #06-0961).

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting on all cases.

LIFTS OF SUSPENSION/PROBATION - EARLY RELEASE

Action: It was moved by Kathleen O'Dell, seconded by Judith Brachman, that the following, having met the terms and conditions of their consent agreement with the Board, be released early from the terms and conditions of their consent agreements. Debra Broadnax, Supervising Member for Disciplinary Matters, has recommended these releases.

Klusty, Gail, P. P.N. 062738 (CASE #06-0008); Carr, Marilyn, E. R.N. 250447 (CASE #03-0410); Alexander, Brenda, J. CHW 00065 (CASE #05-1126); Sterling, Rosemary, R.N. 192002 (CASE #05-0754); Whitaker, Shannon, L. P.N. 104805 (CASE #02-0789); and Fox, Karen, S. R.N. 143454 (CASE #05-2424)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting on all cases.

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE - PERMANENT WORK RESTRICTION(S) REMAINS

Action: It was moved by Elizabeth Buschmann, seconded by Teresa Williams, that the following, having met the terms and conditions of their consent agreements with the Board, be released early from the terms and

conditions of their consent agreements, with the exception of the permanent practice restriction(s) that will remain in effect. Debra Broadnax, Supervising Member for Disciplinary Matters, has recommended these releases.

Koehler, Carol, A R.N. 201324 (CASE #05-0637); Cottrill, Lori, A. R.N. 239838 (CASE #05-1863);

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting on all cases.

LIFT OF SUSPENSION/PROBATION ONLY – PERMANENT WORK RESTRICTION(S) REMAINS

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the following, having met the terms and conditions of their consent agreements with the Board, be released from the terms and conditions of their consent agreements, with the exception of the permanent practice restriction(s) that will remain in effect. Debra Broadnax, Supervising member for Disciplinary Matters, has recommended these releases.

Bonner, Tameekia, Y. R.N. 315172 (CASE #04-1914); and Gipson, Laura, L. P.N. 124889 (CASE #06-2689)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting on all cases.

LIFT OF NARCOTIC RESTRICTION

Action: It was moved by Kathleen O'Dell, seconded by Elizabeth Buschmann, that the following be released from their narcotic restrictions within their respective consent agreement. Debra Broadnax, Supervising Member For Disciplinary Matters, has recommended these releases.

Wells, Raymeka, R P.N. 126671 (CASE #07-1093); Cotterman, Teresa, M R.N. 243870 (CASE #03-1865); Smith, Kelli, C. R.N. 311372 (CASE #06-1886); Wallace, Jennifer, A. P.N. 088559 (CASE #06-1206); Jakubowski, Zenith, A. R.N. 288784 (CASE #05-3080); Kozak, Wendy, S. R.N. 280133 (CASE #04-2947); and Mattison, Aundrea, L P.N. 122455 (CASE #07-1335)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting on all cases.

EARLY LIFT OF NARCOTIC RESTRICTION

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the following be released early from their narcotic restriction within their respective consent agreement. Debra Broadnax, Supervising Member For Disciplinary Matters, has recommended this release.

Lombardo, Dominic, J. R.N. 329820 (CASE #06-1856)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting.

LIFT OF PRACTICE RESTRICTION

Action: It was moved by Kathleen O'Dell, seconded by Judith Brachman, that the following be released from their practice restriction within their respective consent agreement. Debra Broadnax, Supervising Member for Disciplinary Matters, has recommended this release.

Setty, Jeanette, M. R.N. 231016 (CASE #02-0295)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting.

LIFT OF SUSPENSION ONLY – TEMPORARY WORK RESTRICTION REMAINS

Action: It was moved by Janet Boeckman, seconded by Teresa Williams, that the following, having met the terms and conditions of their consent agreements with the Board, be released from the terms and conditions of their consent agreements, with the exception of the temporary practice restriction(s) that will remain in effect. Debra Broadnax, Supervising member for Disciplinary Matters, has recommended these releases.

Warren, Andrea, P.N. 124131 (CASE #05-2989); and Hicks, Deborah, L. P.N. 067948 (CASE #05-0652)

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

GREGORY, LORA, P.N. 101047

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that Lora Gregory, P.N. 101047, having met the requirements for license reinstatement contained within the July 21, 2006, Adjudication Order, be reinstated subject to the term and conditions of probation contained within the Adjudication Order. This reinstatement has been recommended by Debra Broadnax, Supervising Member for Disciplinary Matters.

Debra Broadnax abstained from voting. Motion adopted by majority vote of Board members.

FRANTZ (SEXTON), VICTORIA, R.N. 241170

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that Victoria (Sexton) Frantz, having met the requirements for license reinstatement contained within the July 18, 2003 Adjudication Order, be reinstated subject to the terms and conditions of probation contained within the Adjudication order. This reinstatement has been recommended by Debra Broadnax, Supervising Member for Disciplinary Matters.

REPORTS TO THE BOARD

Board Committee Reports

Board Committee - NEGP

K. Driscoll reported that the Committee met on January 18, 2008 and continued to review the process and reporting system for future grant cycles. She stated that the Committee would meet on Friday at noon during the March 2008 Board meeting.

Board Committee - Practice

The Practice Committee met January 17, 2008, to discuss the administration of Botox and dermal fillers. Amy Rettig, Board Practice Consultant, drafted an Interpretive Guideline that was reviewed by the Committee. The IG concludes is that it may be within the scope of nursing practice to administer Botox and dermal fillers. During the meeting, the group learned that training programs in Botox administration typically limit the training to registered nurses. Representatives of the Ohio State Medical Board and OSMA were present at the meeting. The Committee will meet again on Thursday at noon during the March 2008 meeting.

Board Committee - Ohio Center for Nursing

E. Buschmann stated that the web site for the Ohio Center for Nursing will go live at the end of January 2008. Once the web site is live, the Board will submit the application to join the National Forum of Nursing Centers and pay the \$500.00 fee from the Special Issues Fund. T. Williams thanked E. Buschmann, E. Mays and Jane Mahowald, Ohio League for Nursing, for their work. No additional meetings are planned at this time.

Open Forum – 10:00 a.m. Friday, January 18, 2008 – No participants

OTHER REPORTS

NEALP

H. Fischer answered questions regarding the report prepared by the Ohio Board of Regents (OBR). She discussed the application of the Estimated Family Contribution (EFC) and its impact on awarding funds. After this year, there will be one application period rather than two application periods.

Action: It was moved by Elizabeth Buschmann, seconded by Kathleen Driscoll, to extend discussion by fifteen minutes. Motion passed by unanimous vote of the Board members.

In previous meetings, Board staff requested OBR explore certain statutory and rule amendments to facilitate the granting of the funds. After further discussion, the Board requested that staff submit a letter to OBR outlining the areas of NEALP that the Board would like to see addressed.

Quarterly NEGP Report

L. Emrich stated that there have been changes in the process about how Board staff is requesting quarterly reports and that some programs have not yet submitted their reports. J. Brachman commented that she believed the Lourdes College report was well done and could be a model for reporting.

Executive Summary – Annual Reports of Nursing Education Programs

Each year, pre-licensure nursing education programs submit annual report information to the Board. L. Emrich complimented Ebony Turner, Administrative Assistant, for gathering the information and Joyce Zurmehly, Education Consultant, for preparing the report. L. Emrich answered questions of the Board. According to the report, most schools are near capacity and qualified students have been turned away. J. Boeckman noted that this information would be useful for her work on the Nursing Education Study Committee.

L. Klenke asked if the reports could be used to produce trending data based on key metrics. The Board noted the range of clinical hours between various programs. The Board requested that the programs identify the NCLEX scores for advanced standing student as compared to other students.

Nursing Education Study Committee Meeting

J. Boeckman reported that the first meeting of the Nursing Education Study Committee was held on January 16, 2008. She stated she sees two issues for the Committee, available seats for students and the salary disparity between nursing faculty, and non-nursing faculty and clinical nurses. She reported that, among other things, the Committee discussed partnering between education institutions and workplace facilities, however, it was mostly an organizational meeting. No future meeting dates have been scheduled. L. Klenke thanked J. Boeckman for her summary and for representing the Board.

GENERAL INFORMATION (FYI)

L. Klenke asked for questions or comments regarding the general information items included on the agenda. The Board asked about the letter regarding IV therapy and H. Fischer provided an overview of the legal analysis and the issues involved. She stated that this would be an area to review language in the statute and the administrative code rules in the future. The Board agreed.

The Board asked about the use of light-based medical devices. Advanced Practice Nurses, with appropriate education, training and certification, would not be expressly prohibited from using light based devices, if it is within their collaborating physician's scope of practice, however, registered and licensed practical nurses are precluded from using light-based medical devices.

J. Boeckman asked about the statement on multi-state licensure and if any more states are considering conducting criminal background checks. B. Houchen stated that NCSBN is encouraging the compact states to conduct criminal background checks, however, there are some states in which the legislature is not willing to require criminal record checks.

BOARD GOVERNANCE

Review of Board Policies

The Board reviewed the draft Board Policies and noted the travel expense pamphlet needed to be updated.

Action: It was moved by Teresa Williams, seconded by Janet Boeckman, that the Board approve the Board Policies as amended. The motion carried by unanimous vote of the Board members.

Board Retreat

The Board decided to have the April 14-15, 2008 Board Retreat at the Drury Inn and Suites Columbus Northwest. Agenda topics were discussed.

Financial Disclosure Statements

Board members were reminded that their financial disclosure statements are due no later than April 15, 2008. Board member were asked to mail the FDS to the Board for staff to file and maintain receipt of filing.

Board Governance Survey

The Board was asked to give their surveys to Lisa Klenke to compile. J. Brachman stated she liked the new format, and wanted to reiterate her belief that there should two consumer members on the Board.

EVALUATION OF MEETING AND ADJOURNMENT

E. Buschmann recognized the staff for the work that they do. D. Broadnax thanked Joseph Kirk for delivering her packet after hours. J. Boeckman and K. O'Dell thanked J. Kirk and A. Yenni for ensuring that mailings reached them correctly as they traveled. T. Williams thanked the staff and Board members for the work they have done. J. Brachman thanked the Board and staff for the experience of serving on the Board.

The Board thanked Judith Brachman, Cynthia Krueger and Teresa Williams for their service on the Board.

The meeting adjourned on January 18, 2008 at 3:40 p.m.

Lisa Klenke, MBA, RN, CNAA
President

Handwritten signature of Lisa R. Klenke in black ink.

Attest:

Betsy Houchen, RN, MS, JD
Secretary

Handwritten signature of Betsy J. Houchen in black ink.