

**Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
July 20-21, 2006**

REGULAR MEETING OF THE BOARD JULY 20-21, 2006

The regular meeting of the Ohio Board of Nursing (Board) was held on July 20-21, 2006 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 Wednesday, July 19, 2006 beginning at 1:30 p.m. an orientation was held for new Board member, Patricia Burns, at the Board office.

On Thursday, July 20, 2006, at 9:05 a.m., President Cynthia Krueger called the Board meeting to order in open session.

On Friday, July 21, 2006, at 9:00 a.m., President Cynthia Krueger called the Board meeting to order in open session. At 11:40 a.m. the Board adjourned to deliberate on cases before the Board. At 11:55 a.m. the Board reconvened in open session.

Vice-President Teresa Williams read the Board mission statement each day.

BOARD MEMBERS:

Cynthia Krueger, RN, MSN, President

Teresa Williams, LPN, Vice-President

Anne Barnett, BSN, RNC

Janet L. Boeckman, RN, MSN, CPNP

Judith Brachman, Consumer Member

Debra Broadnax, MSN, RN, CNS

Patricia Burns, LPN

Elizabeth Buschmann, LPN

Kathleen Driscoll, JD, MS, RN

Lisa Klenke, MBA, RN, CNA-A

Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters

J. Jane McFee, LPN

Kathleen O'Dell, RN, M.ED, NCSN

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

- President Krueger reported that on Wednesday, July 19, 2006 beginning at 1:30 p.m. an orientation was held for new Board member, Patricia Burns, at the Board office.
- On Thursday, President Krueger reported that at 8:30 a.m. a Board Reception was held and at 3:30 p.m., an Executive Session is scheduled after which the Board will deliberate on disciplinary cases.
- On Friday, President Krueger reported that at 11:30 a.m. the Board would deliberate on disciplinary matters. A noon meeting of the Board Committee for the Ohio Center for Nursing is scheduled with a report to follow.
- In addition, on Thursday, July 20, 2006 and Friday, July 21, 2006, President Krueger recognized students from Wright State University, Ohio Central Technical College, and The Ohio State University and welcomed the gallery; reminded Board members to have all beverages capped to avoid spills due to the audio equipment; announced that the meeting was being broadcast live to the Board staff and recorded for purposes of the minutes; reminded Board members that motions to extend discussions should be for a minimum of fifteen or thirty minutes and that a motion table to extend discussions will be distributed to obtain Board member signatures; and requested Board members to introduce themselves and indicate their practice areas and hometowns.

Minutes of May 18-19, 2006 Board Meeting

Board member J. Brachman inquired about the Forum on Delegation attended by staff member Lisa Emrich. L. Emrich stated the purpose of the meeting was to explore regulations relating to consumer directed care, reimbursement, and nursing involvement. The Oregon Department of Health presented information on the Oregon model that includes limited nursing involvement. J. Brachman also asked about the Patient Safety Discussion Forum (PSDF). L. Emrich responded that she had not received additional information from the Ohio Department of Health, but will continue to follow up and update the Board on the PSDF meetings.

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE MINUTES OF THE MAY 18-19, 2006 BOARD MEETING BE APPROVED, AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Executive Director Report

The Board received the written Executive Director Report as submitted, and B. Houchen highlighted the report and answered questions.

Welcome

The Board welcomed Tami Earles, front desk receptionist and customer service representative, and Sue Baer, who is providing support services for the Administrative Unit and assistance in the Licensure Unit.

Fraudulent Application

B. Houchen recognized staff member Emily Brown for her “detective” work in identifying a fraudulent application for licensure. An applicant claimed to have received a nursing license in St. Thomas, Virgin Islands after graduating from ANIWUSA School of Nursing and presented authentic looking documents to the Board. Upon E. Brown’s further investigation, she found the applicant never attended the school and was not licensed in the Virgin Islands. Staff member Norma Selders alerted the National Council of State Boards of Nursing (NCSBN) and an alert has been posted.

NCSBN

On June 27-29, 2006 B. Houchen attended a NCSBN training conference for Board Executive Directors and on July 10, 2006, several Board and staff members attended the NCSBN Summit on Compact Licensure.

Board Presentation

Following-up on the discussion at the last Board meeting, General Counsel Holly Fischer identified a speaker for the September meeting. Greg Perry, currently the AAG representing the Ohio Peace Officer Training Academy and formerly the Morrow County Prosecutor, will present an overview of the criminal process, alternatives to conviction, and felonies and misdemeanors on September 22, 2006 at 8:00 a.m.

Audit

Representatives from the Auditor’s Office conducted a routine audit of Board operations for SFYs 2004 through 2006. At the time of this writing, the Board has not received the final report, however the Board staff do not anticipate any major issues.

OhioansFirst

Copies of the CD-Rom developed to increase awareness and reduce the incidence of medication errors are available for Board members. This information can also be copied.

The Executive Director Report also covered the areas of Human Resources; Information Technology; Legislative/Regulatory; Education, Certification and Licensure; Compliance; and Practice and Alternative Programs. B. Houchen stated that the field staff continue to thank the IT staff for changing the remote computer connections and she thanked the IT

staff for uploading the law and rules and the new travel policy on Board members' laptops. Hard copies of the laws and rules will be available and distributed to Board members.

B. Houchen acknowledged the large volume of work over the past few months for licensure, renewal, and education areas. She also commended the Compliance Unit for adjusting to meet deadlines and continuing to produce a high volume of work. In the Practice and Alternative Program Unit, Sue Milne has made presentations concerning advanced practice, practice questions continue at a high volume, and the certified medication aide program is being implemented.

In the legislative area, B. Houchen noted that a meeting was held with Representative Flowers to request that LSC draft language for the Board's legislative initiatives. A letter from the Board will be sent to Representative Flowers as a follow-up to the meeting. There are additional legislative areas that the Board requested staff to research and staff will provide the Board with additional information on those areas at the September Board meeting. LPNAO has informed Board staff that their legislative amendments could be included in SB 213, a bill related to licensed counselors, however it is not certain the bill will move.

Lastly, B. Houchen announced that the Medication Aide Advisory Council meeting scheduled for July 13, 2006 was canceled, as there was not enough information available to convene a meeting. No medication aides are certified at this time, there is a low facility participation rate, and training programs are just beginning initial classes. An update report will be provided to the Advisory Council.

Legislative Status Chart

The Board received the Legislative Status Report, as of June 30, 2006, submitted by staff member Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant information. C. Snyder highlighted the report and answered questions. The Board asked about HB 117 and C. Snyder reported there has been no activity since the last Board meeting. K. Driscoll asked that HB 530, the budget corrections bill, be added to the report. Other bills discussed were HB 267 and HB 595.

Fiscal Report

The Board received a written memorandum and fiscal report submitted by staff member Rosemary Booker who reviewed the report and explained that the report was revised to show remaining balances. She reviewed the expenditures and revenues, continuing education funds, Special Issues fund, Nurse Education Grant Fund, and answered questions.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY BERTHA LOVELACE, THAT THE DISCUSSION CONTINUE FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

B. Houchen asked if staff could provide a fiscal report on a quarterly basis rather than every Board meeting. This would provide fiscal information for a full quarter, which may be less confusing and more complete. The Board agreed by general consensus to receive the quarterly fiscal reports at the November, January, May and July meetings.

NEALP Update

The Board received a written update on the Nursing Education Assistance Loan Program (NEALP) submitted by R. Booker. The report indicated the total amounts of loans awarded, new loans, returning loans awarded, appropriated balance and cash balance as of June 16, 2006.

R. Booker also submitted a chart regarding renewals, displaying monthly lockbox and on-line payments from May through July 2006. R. Booker stated that the state is working to accept checks for payment on-line.

Executive Session

On Thursday, July 20, 2006:

IT WAS MOVED BY TERESA WILLIAMS, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS AND/OR APPOINTMENT OF PUBLIC OFFICIAL(S), AND TO CONFER WITH LEGAL COUNSEL REGARDING PENDING AND IMMINENT COURT ACTION. MOTION ADOPTED BY A UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday, July 20, 2006;

IT WAS MOVED BY TERESA WILLIAMS, THAT THE BOARD RETURN FROM EXECUTIVE SESSION AND ADJOURN FOR THE DAY. FOLLOWING THIS MEETING, THE BOARD WILL DELIBERATE ON DISCIPLINARY MATTERS BEFORE THE BOARD. MOTION ADOPTED BY A UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

President Krueger asked the Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials refrain from participating in deliberations.

On Friday, July 21, 2006:

IT WAS MOVED BY TERESA WILLIAMS, THAT THE BOARD GO INTO DELIBERATIONS TO REVIEW A DISCIPLINARY MATTER BEFORE THE BOARD. MOTION ADOPTED BY A UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

NEW BUSINESS

Administrative Code Rules - Five Year review

B. Houchen reviewed the process for the five-year review rules and the other rule Chapters being considered by the Board for amendment. She thanked staff for their review and drafting of the proposed rules: L. Emrich, H. Fischer, N. Selders, C. Snyder, K. Hill, and S. Milne. L. Ferguson-Ramos has also reviewed the rules, particularly the discipline aspects of each Chapter. B. Houchen noted that this is the beginning of the Board's review and it will continue through November when a public hearing will be held. Board staff will work with interested parties to solicit their comments after the Board's initial review at this meeting.

Chapter 4723-13 Delegation by Licensed Nurses

The Board received the rules governing nursing delegation, Ohio Administrative Code (OAC) Chapter 4723-13. In general, the proposed changes for Chapter 13 include:

- Provisions for certified medication aides;
- Provisions for APNs;
- Deletion of repetitive definitions;
- Re-organization of the information in current 4723-13-03 (prohibitions) to other rules in this Chapter;
- Re-organization of the information about the administration of medications included in current rule 4723-13-04 to other rules in this Chapter;
- New rule 4723-13-04, paragraph (D) regarding APNs delegating the administration of medication.

Staff members L. Emrich and C. Snyder highlighted the proposed changes. The Board reviewed each rule and by general consensus, agreed with the changes as proposed.

Chapter 4723-14 Continuing Education

The Board received the rules governing continuing education (CE), OAC Chapter 4723-14. A draft of proposed changes was reviewed with the Advisory Group for Continuing Education Approvers on June 16, 2006 and their comments and recommendations were incorporated.

The Board discussed the proposed changes by reviewing each rule. Board member L. Klenke and staff members N. Selders, and C. Snyder highlighted the proposed changes:

- Use of "continuing education" rather than "continuing nursing education";
- Substitution of "licensee or certificate holder" when applicable;
- Eliminate CE Categories B, C, and D, as these categories are not widely used by the Board, approvers, or providers. In other parts of this Chapter where there is a reference to a "specified category" of continuing education, new language (Rule 4723-14-06(C)(8) and 4723-14-15(C)(7)), is proposed;
- Add a definition of "in-service program";
- Refer to the Ohio Revised Code for continuing education requirements for those

- in active duty military service (ORC section 5903.12.);
- Add continuing education requirements for nurses seeking to reactivate or reinstate their license after five years, as recommended by the Advisory Groups and adopted by the Board;
- Clarify when a waiver may not be used;
- Provide that if academic credit hours are not identified as quarters, semesters or trimesters, one credit hour is equivalent to ten contact hours;
- Provide that staff will conduct site visits for re-approval of OBN approvers;
- Specify that planning of CE may occur either by use of a planning committee or under the direction of a registered nurse;
- Assure that a program is not a venue to promote the sale of items or services;
- Change “shall” to “may” to allow an OBN approver to specify how long, for up to two years, an approved independent study is a valid continuing education activity;
- Specify that provider units use a peer review process for “quality assurance” as they develop continuing education activities;
- Require CE Approvers to establish a means of review for provider units during the three-year approval period and also a process to follow-up on complaints received; and
- Specify that if an OBN Approver surrenders or suspends its approver status, the approver status is null and void.

The Board discussed the changes as proposed. D. Broadnax stated that the language to assure that a program is not a venue to promote the sale of items or services could be misinterpreted and asked staff to revise that language. L. Klenke suggested checking the requirements used by continuing education accrediting bodies.

B. Houchen stated there is a question from LPNAO regarding this Chapter that will need to be addressed and brought to the next Board meeting. Staff is working with LPNAO to clarify the question and the language.

Chapter 4723-18 PIIP

The Board received the rules governing the Practice Intervention and Improvement Program (PIIP), OAC Chapter 4723-18. At previous meetings the Board discussed the Practitioner Remediation and Enhancement Partnership (PREP) and directed staff to implement PREP processes as part of the PIIP program. The major focus of the PREP process is for the Board to work with employers who would have greater involvement in the remediation and monitoring of licensees and certificate holders when the practice concern is appropriate for a PIIP referral.

Based on this direction, Chapter 18 would be amended to recognize employers as educational providers. Other significant proposed changes include adding language pertaining to certified medication aides and APNs. L. Emrich and C. Snyder reviewed the changes for Board and answered questions. The Board agreed by general consensus to the proposed changes.

Chapter 4723-5 Pre-licensure Nursing Education

The Board received the rules governing the Pre-licensure Nursing Education, OAC Chapter 4723-5. Board staff completed an initial review and identified issues for revision, but curriculum requirements would be addressed in a subsequent review of the Chapter. The Advisory Group on Nursing Practice and Education recommended many of the changes and will review the Chapter again during its August meeting. B. Houchen, N. Selders, and C. Snyder highlighted the following changes as the Board conducted a rule-by-rule review:

1. Change “minimum standards” to “requirements of this chapter” and “current, active licensure” to “current, valid licensure” for purposes of consistency among rule chapters.
2. Add definition of “observational clinical experience;” change “survey visit” to eliminate the need in the body of the rules to distinguish between a comprehensive survey visit and a focused survey visit; clarify the “survey report” definition because the Board may review a summary of a survey report for Board action; revise “laboratory experience” to clarify that students can engage in this experience in a simulated patient environment or a laboratory, in any setting; and revise the definition of “program.”

B. Houchen stated that staff might revise this definition to assure that the language reflects the various methods that programs certify to the Board that a student has completed an education program. Some programs are now referred to as “direct entry” but they are still a part of an approved education program. The student completes the pre-nursing program and the Board receives a program completion letter that the student has completed the program requirements so the student is eligible to take the NCLEX.

3. Language is proposed in rule 4723-5-08 that would require new nursing education programs to be approved by a governmental body with jurisdiction over education programs, or accredited by an accreditation body. The revised rule would permit only those with approval, accreditation, or authorization from one of these entities to be considered by the Board for approval. The Board agreed to this by general consensus.

There was discussion regarding the language as proposed because it is unclear whether the program must be approved by the Board before the program can receive accreditation, or vice versa. Staff will follow-up with this.

The language continues to allow for new practical nursing (PN) education programs to be established at the high school level. The Board discussed whether to continue to authorize PN education programs at the high school level. J. Jane McFee stated applicants should have a high school diploma or GED before they can enter a registered or practical nursing education program. P.

Burns asked about requiring students to be seniors in high school before starting a PN program. It was stated that the Ohio Department of Education will allow individuals to graduate from high school, if those requirements are met, without completing the PN program. K. Driscoll stated that a requirement for certified medication aides is that they have a high school diploma or a GED. The Board stated that this could be a discussion for long-term resolution the next time this Chapter is reviewed for additional amendments.

4. The proposed language in rule 4723-5-08(B) would clarify that the new program application process begins with a letter of intent, followed by a detailed program proposal. If a year passes following submission without further communication from the applicant, the letter of intent or program proposal is considered to have been withdrawn.

There was discussion about the needs assessment. It was clarified that the Board would not use the needs assessment to make a decision about the approval of the program, but the purpose of the requirement would be to encourage the potential program to carefully consider the need for the program in the area and the resources available.

5. New language is included in rule 4723-5-08 for programs with more than one location. It provides that one registered nurse program administrator would be responsible for the entire program, and a registered nurse assistant administrator would be responsible for each program location. Failure of one program location to meet or maintain the requirements of the Chapter will subject all locations to review and possible Board action.

The Board requested that staff conduct an initial site visit for new locations or branches and that language be added to the rules to reflect this.

6. The Board discussed that there are occasions when program administrators submit incorrect program completion letters (Rule 4723-5-09). This is a serious matter because Board staff relies on the accuracy of the program letters to determine that the applicant has met all requirements, and issue the authorization to test for the license on that basis.

The Board asked that staff add language that if a program administrator submits incorrect program completion letters, the program administrator would be required to submit a corrective action plan that specifies how the program administrator will prevent this from occurring in the future.

7. In Rule 4723-5-09, the Advisory Group recommended a faculty to student ratio of 1:8 or 1:10 be specified for clinical experience.

L. Klenke stated that she understood that programs would want a ratio, but there could be a risk in that in some situations the ratio may be too high based on patient acuity. Her concern is that faculty may rely on this ratio even if patient acuity levels dictate a lower ratio. Staff will review this to address this concern.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY BERTHA LOVELACE, TO EXTEND DISCUSSION FOR SIXTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

8. Rules 4723-5-10 and 4723-5-11 are reconfigured so that the provisions that are currently in effect appear before those that were in effect from September 1971 to April 1996. For this reason, language that appears to be new in the new paragraph (B) is actually a verbatim restatement of existing language. In the new paragraph (A), language is added to clarify faculty experience meaning of "full-time." It was also proposed that nurses who serve as preceptors need only one year of experience in the practice of nursing and have demonstrated expertise in the clinical area in which they will be acting as a preceptor. The current language requires two years of nursing practice.

After discussion, the Board asked that the two-year experience requirement for preceptors remain in the rule. In addition, the Board also asked that "full-time" be defined based on academic years, as defined in the definitions rule of this Chapter.

9. Rule 4723-5-12 requires that programs establish policies about the conduct of nursing students that mirrors the requirements for safe nursing care set forth in Chapter 4723-4 and the grounds for disciplinary action set forth in division (B) of section 4723.28 of the Revised Code. Staff will review this language for consistency.
10. Current rule language requires that all practical nursing programs include IV course content in their programs beginning in January 2009. Staff asked the Board about keeping or eliminating the requirement.

J. McFee discussed the history of this requirement for PN programs. The Board, by general consensus, agreed to keep the requirement in the rules.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY JANET L. BOECKMAN, TO EXTEND DISCUSSION FOR SIXTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

11. It is proposed to rescind rule 4723-5-18 as the provisions are addressed in rule 4723-5-20 and rescission of this rule will eliminate the "one task" rule that has proven difficult to apply. In rule 4723-5-19, it is proposed that the number of clinical hours be required in a course syllabus or outline.

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY ELIZABETH BUSCHMANN, TO EXTEND DISCUSSION FOR NINETY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

12. Changes are proposed in rule 4723-5-20 to address the responsibility of the program faculty to plan, assign, and evaluate clinical experience. Faculty or instructional personnel, including teaching assistants or preceptors, may supervise students during their clinical experience. New language is suggested to establish a faculty to student ratio for the clinical experience that does not exceed one to ten.
13. Proposed language in rule 4723-5-23 would clarify the requirements of an education program when the program's NCLEX scores fall below acceptable levels and related Board review and action.

J. Brachman questioned the acceptable pass rate for the NCLEX. C. Krueger stated that NCSBN changes the test every three or four years and it takes time for the program to change the curriculum since changes must go through several layers of administration for approval. In addition, students already in the program are impacted when the NCLEX changes. J. Boeckman stated that one year of poor performance may happen after many successful years and four years for educators is not much time. Also, small schools are impacted because if one student fails, it can lower the school's pass rate dramatically. Further, the schools cannot control circumstances when students take the test, such as student anxiety or a personal crisis. It was recommended that this be discussed at the Education Advisory Group meeting and that staff look at other states.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, TO EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

J. Brachman asked about the rules referring to "professional nursing programs." She questioned whether the language should be changed from "professional" to "registered nursing" programs, as she considers LPNs professionals also. The Board agreed and staff will make the change throughout the Chapter.

J. Brachman asked about the use of current, valid licenses and asked if language should be added about having an unencumbered license. It was noted that this issue was addressed in the certified medication aide rules. The Board asked staff to reflect similar language in these rules.

H. Fischer asked if the Board wanted to include the didactic portion of the nursing program's curriculum for nursing programs' on-line courses. Following discussion, the Board agreed by general consent that language be clarified to allow on-line courses and on-line programs for pre-licensure nursing education programs.

Chapter 4723-7 Licensure of Nurses

The Board received the proposed rules governing the Licensure of Nurses, OAC Chapter 4723-7, and a summary of changes. It is proposed to rescind the first seven rules of Chapter 7 (rules 4723-7-01 through 4723-7-07) because much of the information relates to testing policies and procedures that are currently established by NCSBN or the testing company and are no longer needed in the rules. Some rules, found to be repetitive were combined, and other provisions were retained in the proposed new rules. N. Selders and C. Snyder reviewed the changes and the Board conducted a rule-by-rule review and discussion.

1. A proposed new rule sets forth the definitions for this Chapter.
2. Rule 4723-7-02 sets forth the requirements for licensure by examination and the information that must be submitted to the Board.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD CONTINUE DISCUSSION FOR 30 MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

3. Rule 4723-7-03 describes certain aspects of the testing processes and consolidates the information from current rules 4723-7-04 and 4723-7-05 into one rule.

The Board discussed what the requirement should be for retesting and the NCSBN standard. The Board asked staff to provide information about what other states require. The Board also discussed that if the applicant does not request accommodations for testing initially, the applicant will not be provided accommodations for retesting and they would like to include this in the rule.

4. Rule 4723-7-04 replaces current rule 4723-7-03 and specifies the requirements for licensure for foreign (international) educated nurse graduates. This rule specifies the requirement for English proficiency. As proposed, the Board would use the national standard established for English proficiency as the standard for Ohio. The Board agreed with this proposal.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD CONTINUE DISCUSSION FOR 30 MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

5. Rule 4723-7-06 specifies the requirements for licensure by endorsement for registered nurses. It incorporates the information from current rule 4723-7-06, but reorganizes and clarifies the language. Also, as previously discussed by the Board, an RN seeking licensure by endorsement must have completed a registered nursing education program and meet the CE requirements if the individual's license has been inactive or lapsed for more than five years.

6. Rule 4723-7-07 specifies the requirements for licensure by endorsement for practical nurses. It incorporates the information from current rule 4723-7-07, but reorganizes and clarifies the language. Also, as discussed at the January 2006 Board meeting, an LPN seeking licensure by endorsement must have completed a practical nursing education program. One exception is created for a nurse who completed a registered nursing education program and practiced and maintained licensure in good standing as an LPN in another jurisdiction for a minimum continuous period of five years prior to the date of application. Also, this rule requires the applicant to meet the CE requirements if the individual's license has been inactive or lapsed for more than five years.

L. Klenke asked if the changes proposed in rules 4723-7-06 and 4723-7-07 for issuing temporary permits would impede licensing during emergency situations. B. Houchen said that staff would review this.

Nursing Education Annual Report

The Board received an Executive Summary of the Annual Reports for the Ohio Prelicensure Nursing Education Programs from June 30, 2004 through July 1, 2005, submitted by staff member Kathleen Hill. K. Hill reviewed the summary and answered questions of the Board. Rule 4723-5-05(A) of the Ohio Administrative Code (OAC) requires each pre-licensure nursing education program with full or provisional approval to submit an annual report to the Board. The annual report is designed to collect basic data and in the interest of collecting data related to the nursing shortage in Ohio, data collection began with the 2002-2003 academic year regarding program capacity, intent to expand, and actual expansion. Data to assist in projecting the need for future faculty was also collected. The report will be placed on the Board's web page for public review and will also be included in the Deans and Director's Update.

Clinical Hours – Education Programs

The Board received the median clinical hours as reported by nursing education programs in the Annual Reports. J. Brachman thanked the staff for this additional information.

PREP and PIIP Implementation Plan

The Board received a written memo, submitted by L. Emrich, providing an update on implementing the Practice Remediation and Enhancement Partnership (PREP) into the Board's Practice Intervention and Improvement Program (PIIP). In July 2005, the Board reviewed and approved recommendations for expanding the PIIP. The first step was for Board staff to identify changes to OAC Chapter 4723-18, as presented during this meeting. Another step is to develop forms and processes. In March 2006, the Board approved a Compliance Unit protocol for the processing of priority 3 and 4 complaints and this protocol will assist with the implementation of the PREP procedures. Lastly, staff is developing a "toolbox" of forms and instructions and will educate licensees and employers about process via *Momentum*, eNews, webpage, and speaking engagements.

L. Emrich stated that the TERCAP tool has been finalized and will be used to collect consistent data. B. Houchen announced that NCSBN reappointed L. Emrich to its TERCAP committee.

PRACTICE

Certified Nurse Midwives (CNMs) Performing Circumcisions (letter)

The Board received a written memo and letter sent in response to a discussion in the first meeting of the APN Practice Task Force about CNMs performing newborn circumcisions. The Board commended the staff on the well-written letter and response.

APN Decision Making Model

The Board received a written memo and final draft of the APN Decision-Making Model, submitted by S. Milne and L. Emrich, for the Board's review and approval. Also a summary of the APN Task Force meetings of March and May 2006 was provided to the Board. Following review;

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY BERTHA LOVELACE, THAT THE BOARD APPROVE THE APN DECISION MAKING MODEL, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Practice Issue – Board Committee

L. Emrich addressed two practice issues, the registered nurse role in epidural infusion and conservative sharp wound debridement. L. Emrich stated that employers want to utilize RNs in certain activities related to infusion pumps for epidurals and also for conservative sharp wound debridement and are requesting clarification. She recommended that the Board convene a Board Committee for purposes of discussing these practice issues and to develop Interpretive Guidelines. The Interpretive Guidelines, if determined necessary, would include conditions under which a nurse might perform related activities and their limits. L. Emrich stated that staff could provide a model that Arizona uses for Interpretive Guidelines. The Board agreed by general consensus that one Board Committee could address both of the practice issues as well as the process for development of Interpretive Guidelines. Board members L. Klenke, A. Barnett, K. Driscoll, B. Lovelace, D. Broadnax and J. McFee volunteered for the Board Committee. The AAG will also review materials. The Board scheduled an hour and a half at noon meeting on Thursday September 21, 2006.

APPROVALS

Nursing Education Programs - New Program Approvals

Pike County Career Technology Center Practical Nursing Program, Piketon

The Board received and reviewed the report of a survey visit conducted by Donna Czechowski, Nursing Education Consultant, on June 14, 2006, for the proposed Pike County Career Technology Center Practical Nursing Program, Piketon. The purpose of

the survey visit was to verify the accuracy of the information presented in the proposal for establishing a new nursing education program. Representatives from the Pike County Career Technology Center Practical Nursing Program were present to answer questions of the Board. Following review and discussion;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE PIKE COUNTY CAREER TECHNOLOGY CENTER PRACTICAL NURSING PROGRAM, PIKETON, OHIO EFFECTIVE JULY 20, 2006. THE PROGRAM HAS MET THE REQUIREMENTS SET FORTH IN CHAPTER 4723-5, AND HAS PROVIDED ALL INFORMATION REQUIRED BY RULE 4723-5-08 (C) OF THE OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Akron Institute Associate Degree in Nursing Program, Akron

The Board received a summary report of a survey visit distributed and conducted by Kathleen Hill, Nursing Education Consultant, on July 12, 2006, for the proposed Akron Institute Associate Degree in Nursing Program, Akron. The purpose of the survey visit was to verify the accuracy of the information presented in the proposal for establishing a new nursing education program. Representatives from the Akron Institute Associate Degree in Nursing Program were present to answer questions of the Board. Following review and discussion;

IT WAS MOVED BY LISA KLENKE, SECONDED BY J. JANE MCFEE, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE AKRON INSTITUTE ASSOCIATE DEGREE NURSING PROGRAM, AKRON, OHIO EFFECTIVE JULY 20, 2006. THE PROGRAM HAS MET THE REQUIREMENTS SET FORTH IN CHAPTER 4723-5, AND HAS PROVIDED ALL INFORMATION REQUIRED BY RULE 4723-5-08 (C) OF THE OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Terra Community College Associate Degree Nursing Program, Fremont

The Board received a summary report of a survey visit conducted by Donna Czechowski, Nursing Education Consultant and Norma Selders, on June 28, 2006, for the proposed Terra Community College Associate Degree Nursing Program, Fremont. The purpose of the survey visit was to verify the accuracy of the information presented in the proposal for establishing a new nursing education program. Representatives from the Terra Community College, Associate Degree Nursing Program were present to answer questions of the Board. Following review and discussion;

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE TERRA COMMUNITY COLLEGE ASSOCIATE DEGREE NURSING PROGRAM, FREMONT, OHIO EFFECTIVE JULY 20, 2006. THE PROGRAM HAS MET THE REQUIREMENTS SET FORTH IN CHAPTER 4723-5, AND HAS PROVIDED ALL INFORMATION REQUIRED BY RULE 4723-5-08 (C) OF THE OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

**Nursing Education Programs - Determination Of Program Approval Status
Central School of Practical Nursing, Cleveland**

The Board received and reviewed the summary report of the April 26-28, 2006 survey visit conducted to the Central School of Practical Nursing, Cleveland, to determine approval status;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY BERTHA LOVELACE, CENTRAL SCHOOL OF PRACTICAL NURSING, CLEVELAND, OHIO BE GRANTED FULL APPROVAL EFFECTIVE JULY 20, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Portage Lakes Career Center – W. Howard Nicol School of Practical Nursing, Green

The Board received and reviewed the summary report of the May 22-24, 2006, survey visit conducted to the Portage Lakes Career Center, W. Howard Nicol School of Practical Nursing, Green, to determine approval status;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT PORTAGE LAKES CAREER CENTER W. HOWARD NICOL SCHOOL OF PRACTICAL NURSING, GREEN, OHIO BE GRANTED FULL APPROVAL EFFECTIVE JULY 20, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Pickaway-Ross School of Practical Nursing, Chillicothe

The Board received and reviewed the Five-Year Survey Visit Summary and Documented Follow-up Activities/Other Evidence Report of the November 2-4, 2005 survey visit conducted to the Pickaway-Ross School of Practical Nursing, Chillicothe, to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT PICKAWAY-ROSS SCHOOL OF PRACTICAL NURSING, CHILLICOTHE, OHIO BE GRANTED FULL APPROVAL EFFECTIVE JULY 20, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Owens Community College, Associate Degree Nursing Program, Toledo

The Board received and reviewed the Five-Year Survey Visit Summary and Documented Follow-up Activities/Other Evidence report of the November 2-4, 2005, survey visit conducted to the Owens Community College, Associated Degree Nursing Program, Toledo, to determine approval status;

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY ELIZABETH BUSCHMANN, THAT OWENS COMMUNITY COLLEGE, ASSOCIATION DEGREE NURSING PROGRAM, TOLEDO, OHIO BE GRANTED FULL APPROVAL EFFECTIVE JULY 20, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. J. JANE MCFEE ABSTAINED.

OBN Approvers of Continuing Education

Ohio Organization of Nurse Executives (OONE)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE OONE OBN APPROVER BE REAPPROVED AS AN APPROVER OF CONTINUING EDUCATION THROUGH JULY 31, 2009 IN ACCORDANCE WITH RULE 4723-14-10 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Upper Valley Medical Center (UVMC)

IT WAS MOVED LISA KLENKE, SECONDED KATHLEEN O'DELL, THAT THE UVMC OBN APPROVER BE REAPPROVED AS AN APPROVER OF CONTINUING EDUCATION THROUGH JULY 31, 2009 IN ACCORDANCE WITH RULE 4723-14-10 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Dialysis Training Programs

ARA/Kidney Center of Columbus-East

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE ARA/KIDNEY CENTER OF COLUMBUS-EAST, COLUMBUS, OHIO BE REAPPROVED AS A DIALYSIS TECHNICIAN TRAINING CENTER THROUGH JULY 31, 2008 IN ACCORDANCE WITH RULE 4723-23-07 OAC. MOTION WAS ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Certified Medication Aide Program

Pilot Facilities: Nursing Homes

Pebble Creek Care Center, Akron

IT WAS MOVED BY ANNE BARNETT, SECONDED BY KATHLEEN DRISCOLL, THAT PEBBLE CREEK CARE CENTER OF AKRON, AKRON, OHIO, IS NOT ELIGIBLE TO PARTICIPATE IN THE MEDICATION AIDE PILOT PROGRAM, AS THE DEPARTMENT OF HEALTH HAS FOUND IN THE TWO MOST RECENT SURVEYS OR INSPECTIONS OF THE HOME THAT THE NURSING HOME IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Center Ridge Nursing Home, Inc. North Ridgeville

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE, THAT THE BOARD APPROVE CENTER RIDGE NURSING HOME INC. NORTH RIDGEVILLE, OHIO, AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN O'DELL AND JUDITH BRACHMAN OPPOSED.

Vancrest Health Care Center of Delphos, Delphos

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD APPROVE VANCREST HEALTH CARE CENTER OF DELPHOS, DELPHOS, OHIO, AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED.

Pilot Facilities: Residential Care Facilities

Alterra Sterling House of Bowling Green, Bowling Green

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD APPROVE ALTERRA STERLING HOUSE OF BOWLING GREEN, BOWLING GREEN, OHIO, AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The Greens Adult Living Communities, Lyndhurst

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD APPROVE THE GREENS ADULT LIVING COMMUNITIES, LYNDHURST, OHIO, AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Medication Aide Training Programs

Center Ridge Nursing Home, Inc., North Ridgeville

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE CENTER RIDGE NURSING HOME, INC., OF NORTH RIDGEVILLE, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Lorain Community College, Lorain

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD OF NURSING APPROVE LORAIN COMMUNITY COLLEGE OF LORAIN, LORAIN, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Cincinnati State Technical and Community College, Cincinnati

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE CINCINNATI STATE TECHNICAL AND COMMUNITY COLLEGE OF CINCINNATI, CINCINNATI, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Brookdale Senior Living/Memory Care Medication Aide Training, Milwaukee, Wisconsin

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING APPROVE BROOKDALE SENIOR LIVING/MEMORY CARE OF MILWAUKEE, WISCONSIN AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Vancrest Health Care Center of Delphos, Delphos

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD OF NURSING APPROVE VANCREST HEALTH CARE CENTER OF DELPHOS, DELPHOS, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Pickaway-Ross JVC, Chillicothe

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING APPROVE PICKAWAY-ROSS JVC, CHILLICOTHE, OHIO AS A MEDICATION AIDE TRAINING PROGRAM, FINDING THAT THE PROGRAM HAS MET THE REQUIREMENTS OF RULE 4723-27-07 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Retroactive Approvals for Licensees/Certificate Holders

Registered Nurses

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING MAY 1, 2006 THROUGH JUNE 30, 2006 TO REGISTERED NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. LISA KLENKE ABSTAINED ON RN #325356.

Licensed Practical Nurses

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING MAY 1, 2006 THROUGH JUNE 30, 2006 TO LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Advanced Practice Nurses

Certificates of Authority

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED MAY 1, 2006 THROUGH JUNE 30, 2006 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER, OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. LISA KLENKE ABSTAINED ON COA #08900.

Certificates to Prescribe (CTP & CTP-Externship)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED MAY 1, 2006 THROUGH JUNE 30, 2006 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Dialysis Technicians (OCDTs)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED MAY 1, 2006 THROUGH JUNE 30, 2006 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) IN ACCORDANCE WITH SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Community Health Workers

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES INITIALLY ISSUED MAY 1, 2006 THROUGH JUNE 30, 2006 TO COMMUNITY HEALTH WORKERS (CHWS) IN ACCORDANCE WITH SECTION 4723.85 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

ADJUDICATION and COMPLIANCE

NOTICES OF OPPORTUNITY FOR HEARINGS

On Friday, July 21, 2006, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BROWN, LORI, A. R.N. 216268 (CASE #04-0834); COYNE, JOSEPH, A R.N. 213008 (CASE #03-1432); ERWIN, STACEY, D. P.N. 102261 (CASE #06-0695); TOPOROWSKY, SAMANTHA, L. P.N. 109289 (CASE #06-0049); HOLDERMAN, RHONDA, L. P.N. 112166 (CASE #06-0465); BALCER, DAVID, A P.N. NCLEX (CASE #06-1478); MCLEMORE, HERMANDA, J. P.N. 097746 (CASE #06-0642); BURD, LISA, J. R.N. 253205 (CASE #05-2372); BUZARD, TASHA, K R.N. 305606 (CASE #05-3446); DAYS, KATHY, M. R.N. 231225 (CASE #04-1978); ABEL, CARLENE, M R.N. 323835 (CASE #06-1504); GILLEN, DEBBIE, L. P.N. ENDORSE (CASE #06-0957); MAYHUGH, JEFFREY, A. R.N. 246418 (CASE #05-3352); MCDOLE, TIMOTHY, E. P.N. 110908 (CASE #05-1051); MELLERT, KAREN, L. P.N. 065064 (CASE #06-0511); MOORE, SHELIA, V. R.N. NCLEX (CASE #06-1103); PENN, JULIE, A. P.N. 098507 (CASE #04-0975); AND JOHNSON, JACQUELINE, E P.N. 091640 (CASE #05-3308. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the July 2006 Board meeting.

IMMEDIATE SUSPENSIONS AND NOTICE FOR OPPORTUNITY

IT WAS MOVED BY KATHLEEN 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 CASES: HOGAN, DONALD, E. P.N. 084213 (CASE #06-0176); HENSLEY JR., JAMES, U. P.N. 087899 (CASE #05-2946); JUDSON, LAURIE, C. R.N. 312298 (CASE #05-1069); POWNELL, BONNIE, E. R.N. 258879 (CASE #05-2717); BALZHISER, REBECCA, S. P.N. 074863 (CASE #05-3250); TRUETT, TRACY, J. P.N. 103171 (CASE #06-1146); DUCAR, LISA, M P.N. 107677 (CASE #05-2952); FINGERHUT, DIANE, R.N. 283362 (CASE #05-2999); KOVAL, CARLY, A. R.N. 312168 (CASE #05-2880); OSITADIMMA, JENNIFER, E. R.N. 304042 (CASE #05-3176); JENDERS, PATRICIA, A. R.N. 277582 (CASE #05-0853); SUTTLES, SHERRI, A. P.N. 107893 (CASE #06-0160); VIZZO, LINDSAY, H. P.N. 094506 (CASE #06-0251); AND WALKER, REBECCA, R. R.N. 197637 (CASE #06-0803). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

Complete copies of the Notices of Immediate Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the July 2006 Board meeting.

AUTOMATIC SUSPENSIONS AND NOTICE FOR OPPORTUNITY

IT WAS MOVED BY ANNE BARNETT, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASE(S): AKERS, KIMBERLY, A. P.N. 095983 (CASE #06-1710); BARGER, CARRIE, A P.N. 109480 (CASE #06-1665); EFAW, ANGELA, K. P.N. 113980 (CASE #06-1711); GOOCH, LYDIA, J. P.N. 110232 (CASE #06-1713); HEILMAN, DONNA, J. R.N. 214624 (CASE #06-1662); MASSER, SANDRA, M. P.N. 089899 (CASE #06-1715); MCGINNIS, CATHY, A. R.N. 262406 (CASE #06-1644); MILLER, ROBIN, J. P.N. 121429 (CASE #06-1712); PLUM, JAMES, J. R.N. 172925 (CASE #06-1758); TAYLOR, LINDA, D. P.N. 113355 (CASE #06-1714); BIGGS, DORENA, L. R.N. 163171 (CASE #06-1673); AND GERRITSEN, CANDACE, M. P.N. 088947 (CASE #06-1643). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

Complete copies of the Notices of Automatic Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the July 2006 Board meeting.

SUMMARY SUSPENSIONS AND NOTICE OF OPPORTUNITY FOR HEARING

NEVINS, KRISTINE, V. P.N. 060582 (CASE #06-0815)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD SUMMARILY SUSPEND THE LICENSE OF NEVINS, KRISTINE, V. P.N. 060582 AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, ON JUNE 28, 2006, AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY KRISTINE NEVINS, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER, PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

Complete copies of the Notices of Summary Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the July 2006 Board meeting.

TAKACH, STEPHEN, R.N. 228921 (CASE #06-0898)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD SUMMARILY SUSPEND THE LICENSE OF STEPHEN TAKACH, RN 228921, AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO THE DATE IT WAS

ISSUED, JULY 19, 2006, AND THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY STEPHEN TAKACH, RN 228921, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER, PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

Complete copies of the Notices of Summary Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the July 2006 Board meeting.

SURRENDERS

PERMANENT VOLUNTARY SURRENDERS

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDER OF LICENSE FOR THE FOLLOWING CASE: MATTEY, ROBERT, D. R.N. 263121 (CASE #05-1121). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Voluntary Surrender shall be maintained in the exhibit book for the July 2006 Board meeting.

WITHDRAWALS OF APPLICATIONS

VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING CASE: NASAL, MATTHEW, B. R.N. NCLEX (CASE #06-1085). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. KATHLEEN O'DELL, PATRICIA BURNS, AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING CASE: ARNOLD, DIANA, J. P.N. NCLEX (CASE #05-2758). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JANET L. BOECKMAN, KATHLEEN O'DELL, PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

CONSENT AGREEMENTS

On Friday, July 21, 2006, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: CRAMER, JODI, L R.N. 237787 (CASE #05-2973); RHODEN, LAYTON, P.N. 103613 (CASE # 02-0624); ADAMS, VERONICA, A. P.N. 108958 (CASE #06-1105); JIMENEZ, BECKY, A P.N. 095916 (CASE #05-3296); VYKOPAL, KATHRYN, D.T. 01913 (CASE #05-3177); MOORE, MONIQUE, R. P.N. 103642 (CASE #05-1017); BOZEK, ALICE, J. R.N. 324921 (CASE #06-1181); WINKLER, WAYNE, D. P.N. 110743 (CASE #05-0305); DOMBKOWSKI, CHRISTINA, M. TC 2 01855 (CASE #05-3222); SANDERS, TIFFANY, B. R.N. NCLEX (CASE #06-1052); COBLE, SARAH, R. R.N. 290703 (CASE #05-2900); HEIDER, CHERYL, L. R.N. 228275 (CASE #06-0407); BATES, KATHY, P.N. 094488 (CASE #04-2659); KIRSCHBAUM, TRACI, A. R.N. 259419 (CASE #05-2607); WAGERS, LEA, A. P.N. 086168 (CASE #06-1304); FINNERTY, BETSY, R. R.N. 172746 (CASE #06-1247); AREBAUGH, LANCE, A. R.N. 276545 (CASE #06-1246); DEAN, DEBORAH, S. R.N. 234202 (CASE #05-1724); CARR, MARILYN, E. R.N. 250447 (CASE #03-0410); BLAIR, JANET, D. P.N. 092993 (CASE #04-1774); FULLER, STANLEY, B. P.N. 102037 (CASE #04-2331); RISNER, BRENDA, P.N. 053312 (CASE #03-0235); WATERBROOK, KAREN, A R.N. ENDORSE (CASE #05-3518); GOMEZ, LISA, M P.N. 088162 (CASE #03-2188); WALLINGFORD, JANEL , R. R.N. 247463 (CASE #00-0999); PIPER, CHERYL, F. R.N. 137114 (CASE #05-3333); LEAVER , THERESA, R. R.N. 130961 (CASE #03-0482); NOSKOWIAK, NANCY, L. R.N. 313538 (CASE #05-0456); BROWN, KATHLEEN, L. D.T. APPLICANT (CASE #06-1287); BURGETT, APRIL, M P.N. 101799 (CASE #03-2041); GAFFNEY, SANDRA, J. P.N. 083259 (CASE #06-1151); FREEMAN, MELISSA, S. P.N. 099540 (CASE #05-2555); COX, MARION, C. P.N. 085375 (CASE #06-1594); BLACK, KIRSTIE, D. P.N. NCLEX (CASE #06-1008); MUELLER, DIANE, E. R.N. 147489 (CASE #05-3203); JACKSON, MARCIA, P.N. 086416 (CASE #04-1438); ELNISKI, REBECCA, A R.N. 224458 (CASE #05-3398); WRITSEL, CRYSTAL, L. P.N. 111699 (CASE #05-1993); KING, ROCHELLE, S. P.N. ENDORSE (CASE #06-0319); KOHUT, DONNA, M. R.N. 133647 (CASE #06-1338); CORNALI, BARBARA, R.N. 100888 (CASE #06-1068); GOOLSBY, LARRY, E. P.N. 101931 (CASE #06-1058); BOGAN, REBECCA, R.N. 288502 (CASE #05-2868); O'KERNICK, RETHA, P.N. 051583 (CASE #06-1148); BEARDSLEE, BONITA, C. R.N. 086668 (CASE #06-1523); SIEMER, MARGARET, A. R.N. 126947 (CASE #06-1297); STEIN-VAVRO, MAUREEN, R.N. 170543 (CASE #06-1064); MASCHEK, THERESA, M. R.N. 254843 (CASE #06-1311); COATES, MONIQUE, P.N. 114115 (CASE #05-2001); HALL, JR., JOSEPH, C. R.N. 308934 (CASE #05-2493); STEPHENS, THOMAS, G. R.N. 278526 (CASE #06-0585); ECKSTEIN, FAVIAN, R.N. NCLEX (CASE #06-1213); LOWE, JULIA, A. P.N. 083348 (CASE #04-1807); CRESAP, NANCY, L. P.N. 085228 (CASE #06-1636); BLACKWOOD, ELIZABETH, A R.N. 252179 (CASE #06-1349); RUSSELL, ARNETTA, N. P.N. NCLEX (CASE #06-1005); SMITH, JENNIFER, M. R.N. NCLEX (CASE #06-1142); SCHERKENBACH, PAMELA, L. R.N. 241053 (CASE #06-1417);

LAWSON, BAMBI, L. R.N. 280517 (CASE #06-1282); DAVIES, EMILY, J R.N. 277773 (CASE #05-2838); LINDSEY, KARIN, C. R.N. 295903 (CASE #05-0930); GOODING, THEODORE, J. R.N. 253399 (CASE #03-0707); BARROWS, JAMES, R. R.N. 256738 (CASE #06-1642); BARGER, JEFFREY, J. P.N. 100041 (CASE #06-1194); CHRISTIAN, DIONELLE, M. R.N. 293704 (CASE #06-0436); HOUSTON, SANDRA, L. P.N. 079003 (CASE #05-2518); KIGHT, JAIME, M. P.N. 107212 (CASE #01-0216); WILLIAMSON, CHERYL, R.N. 297796 (CASE #05-1618); ELLIOTT, KERRIE, M. R.N. 294950 (CASE #05-0988); SCHMIDT, CRYSTAL, L. R.N. 217260 (CASE #00-0549); GARLING, RENEE, L. P.N. 102800 (CASE #06-1238); AND GILL, JENNIFER, D. P.N. 088619 (CASE #06-1573).

CYNTHIA KRUEGER ABSTAINED ON THE FOLLOWING CASE: COBLE, SARAH, R.N. 290703 (CASE #05-2900) AND OPPOSED ON THE FOLLOWING CASE: BLAIR, JANET, D. P.N. 092993 (CASE #04-1774). JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASE(S): BATES, KATHY, P.N. 094488 (CASE #04-2659); CARR, MARILYN, E. R.N. 250447 (CASE #03-0410); BLAIR, JANET, D. P.N. 092993 (CASE #04-1774); FULLER, STANLEY, B. P.N. 102037 (CASE #04-2331); WRITESSEL, CRYSTAL, L. P.N. 111699 (CASE #05-1993); HALL, JR., JOSEPH, C. R.N. 308934 (CASE #05-2493); CHRISTIAN, DIONELLE, M. R.N. 293704 (CASE #06-0436); KIGHT, JAIME, M. P.N. 107212 (CASE #01-0216); AND WILLIAMSON, CHERYL, R.N. 297796 (CASE #05-1618). TERESA WILLIAMS OPPOSED ON THE FOLLOWING CASE: WRITESSEL, CRYSTAL, L. P.N. 111699 (CASE #05-1993). ANNE BARNETT OPPOSED ON THE FOLLOWING CASE(S): WINKLER, WAYNE, D. P.N. 110743 (CASE #05-0305); LOWE, JULIA, A. P.N. 083348 (CASE #04-1807); AND GOODING, THEODORE, J. R.N. 253399 (CASE #03-0707). ELIZABETH BUSCHMANN OPPOSED ON THE FOLLOWING CASE: GOODING, THEODORE, J. R.N. 253399 (CASE #03-0707). KATHLEEN O'DELL ABSTAINED ON THE FOLLOWING CASE: BURGETT, APRIL, M P.N. 101799 (CASE #03-2041). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the July 2006 Board meeting.

HEARING EXAMINER REPORTS & RECOMMENDATIONS

FISHER, KELLIE, A. R.N. 256537 (CASE #05-1995)

On Friday, July 21, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Kellie A. Fisher, R.N. 256537 (Case #05-1995); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibit, and Report and Recommendation.

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, 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 KELLIE FISHER'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS THE EGREGIOUS NATURE OF THE CRIME AND THAT THE BOARD HAS DETERMINED IN ITS EXPERTISE THAT MS. FISHER'S PRACTICE WOULD BE A THREAT TO PUBLIC SAFETY.

THE BOARD FURTHER ORDERS KELLIE FISHER TO SURRENDER HER REGISTERED LICENSE #R.N. 256537 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

HOLMES, DONNA, J R.N. 287672 (CASE #05-3184)

On Friday, July 21, 2006, President Krueger requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Donna J. Holmes, RN 287672; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibit, Report and Recommendation, and objections to the Report and Recommendation.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT DONNA HOLMES' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME, BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. HOLMES SHALL BE SUBJECT TO 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 RESTRICTIONS SET FORTH BELOW. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE HEARING EXAMINER'S FINDING IN PARAGRAPH SIX (6) OF THE CONCLUSIONS OF LAW IN THE REPORT AND RECOMMENDATION AND THE BOARD'S DETERMINATION THAT MS. HOLMES SHOULD BE OFFERED AN ADDITIONAL OPPORTUNITY TO DEMONSTRATE COMPLIANCE.

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.

DONNA HOLMES' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME, BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. HOLMES SHALL BE SUBJECT TO 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 RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. HOLMES SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR

DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. HOLMES' HISTORY. MS. HOLMES SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. HOLMES SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. HOLMES SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. HOLMES SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. HOLMES 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. HOLMES' LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. HOLMES SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. HOLMES' INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. HOLMES SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. HOLMES' HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. HOLMES

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

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

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

MS. HOLMES SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. HOLMES SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. HOLMES SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

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

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

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

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

MONITORING

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

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

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

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. HOLMES 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. HOLMES SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. HOLMES

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

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

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

MS. HOLMES SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. HOLMES SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. HOLMES 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.

PRIOR TO WORKING AS A NURSE, MS. HOLMES SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. HOLMES SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. HOLMES' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. HOLMES HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. HOLMES VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. HOLMES 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. HOLMES HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. HOLMES IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE

WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. HOLMES AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. HOLMES 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 DONNA HOLMES TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 287672 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

NO REQUESTS FOR HEARING CASES

ZIEGELHOFER, CAROLYN, A. P.N. 107096 (CASE #04-1647)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY JANET L. BOECKMAN, IN THE MATTER OF CAROLYN ZIEGELHOFER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST CAROLYN ZIEGELHOFER IN THE NOVEMBER 21, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. ZIEGELHOFER 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. ZIEGELHOFER'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 FOLLOWING REINSTATEMENT, MS. ZIEGELHOFER SHALL BE SUBJECT TO 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

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

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

MONITORING

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

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ZIEGELHOFER SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. ZIEGELHOFER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ZIEGELHOFER SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. ZIEGELHOFER 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. ZIEGELHOFER'S LICENSE.

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ZIEGELHOFER SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH

COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. ZIEGELHOFER SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER. FURTHER, MS. ZIEGELHOFER 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, AND ANY RESTRICTIONS THAT SHOULD BE PLACED ON MS. ZIEGELHOFER'S LICENSE.

MS. ZIEGELHOFER 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. ZIEGELHOFER'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF SIX (6) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. ZIEGELHOFER SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. ZIEGELHOFER'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. ZIEGELHOFER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. ZIEGELHOFER'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. ZIEGELHOFER

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

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

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

MS. ZIEGELHOFER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. ZIEGELHOFER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. ZIEGELHOFER SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

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

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

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

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

MONITORING

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

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

MS. ZIEGELHOFER SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST,

SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. ZIEGELHOFFER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. ZIEGELHOFFER'S HISTORY.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. ZIEGELHOFFER 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. ZIEGELHOFFER SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. ZIEGELHOFER

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

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

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

MS. ZIEGELHOFER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. ZIEGELHOFER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. ZIEGELHOFER 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.

PRIOR TO WORKING AS A NURSE, MS. ZIEGELHOFER SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

TEMPORARY PRACTICE RESTRICTION(S)

BASED UPON THE RESULTS OF THE PSYCHIATRIC EXAMINATION, THE BOARD OR ITS DESIGNEE MAY IMPOSE THE FOLLOWING TEMPORARY PRACTICE RESTRICTIONS:

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. ZIEGELHOFER 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. ZIEGELHOFER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. ZIEGELHOFER SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. ZIEGELHOFER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. ZIEGELHOFER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. ZIEGELHOFER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. ZIEGELHOFER 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. ZIEGELHOFER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. ZIEGELHOFER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. ZIEGELHOFER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. ZIEGELHOFER 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 CAROLYN ZIEGELHOFER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 107096 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

DICK, SUZANNE, M. R.N. 238991 (CASE #05-0870)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, IN THE MATTER OF SUZANNE DICK, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. DICK IN THE NOTICE OF AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. DICK HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT SUZANNE DICK'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS SUZANNE DICK TO SURRENDER HER REGISTERED LICENSE #R.N. 238991 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

TAYLOR, CLARA, M. R.N. 244476 (CASE #05-0291)

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, IN THE MATTER OF CLARA TAYLOR, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST CLARA TAYLOR IN THE JULY 25, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. TAYLOR 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 HEREBY ORDERS THAT MS. TAYLOR'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IS HEREBY SUSPENDED

FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. TAYLOR SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND THE PERMANENT PRACTICE RESTRICTIONS AND PERMANENT NARCOTIC RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. TAYLOR SHALL SUBMIT SATISFACTORY DOCUMENTATION TO THE BOARD THAT SHE HAS COMPLIED WITH THE CONDITIONS IMPOSED BY THE STATE OF ALABAMA AND THAT MS. TAYLOR HAS BEEN RELEASED FROM THE CONDITIONS IMPOSED BY THE STATE OF ALABAMA AND THAT MS. TAYLOR'S LICENSE TO PRACTICE NURSING IN ALABAMA HAS BEEN FULLY RESTORED.

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

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

MONITORING

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

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. TAYLOR SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. TAYLOR SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. TAYLOR SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. TAYLOR 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. TAYLOR'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. TAYLOR SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. TAYLOR'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. TAYLOR SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. TAYLOR'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. TAYLOR

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

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

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

MS. TAYLOR SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. TAYLOR SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. TAYLOR SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. TAYLOR SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. TAYLOR HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. TAYLOR IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND

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

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

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

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

MONITORING

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

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

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. TAYLOR 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. TAYLOR SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. TAYLOR

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

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

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

MS. TAYLOR SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. TAYLOR SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. TAYLOR 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.

PRIOR TO WORKING AS A NURSE, MS. TAYLOR SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. TAYLOR 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.

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

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. TAYLOR SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. TAYLOR'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. TAYLOR HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. TAYLOR VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. TAYLOR 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. TAYLOR HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. TAYLOR IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. TAYLOR AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. TAYLOR 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 CLARA TAYLOR TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 244476 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

WILEY, TERRY, L P.N. 092938 (CASE #03-2077)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN DRISCOLL, IN THE MATTER OF TERRY WILEY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST TERRY WILEY IN THE JANUARY 20, 2004, NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. WILEY 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 HEREBY ORDERS THAT MS. WILEY'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 FOLLOWING REINSTATEMENT, MS. WILEY SHALL BE SUBJECT TO 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 RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. WILEY SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. WILEY SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. WILEY SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY

PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. WILEY 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. WILEY'S LICENSE.

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. WILEY SHALL, AT HIS/HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. WILEY SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER. FURTHER, MS. WILEY 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, AND ANY RESTRICTIONS THAT SHOULD BE PLACED ON MS. WILEY'S LICENSE.

MS. WILEY 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. WILEY'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWELVE (12) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. WILEY SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. WILEY'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION

4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. WILEY SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. WILEY'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. WILEY

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

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

MS. WILEY SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR

DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. WILEY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. WILEY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. WILEY SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

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

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

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

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

MONITORING

MS. WILEY SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS

FULL KNOWLEDGE OF MS. WILEY'S HISTORY. MS. WILEY SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

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

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. WILEY 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. WILEY SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. WILEY

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

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

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

MS. WILEY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. WILEY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. WILEY 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.

PRIOR TO WORKING AS A NURSE, MS. WILEY SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. WILEY SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. WILEY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. WILEY HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. WILEY VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. WILEY 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. WILEY HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. WILEY IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. WILEY AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. WILEY 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 TERRY WILEY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 092938 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

KRAUSE, TAMMY, S. P.N. 088097 (CASE #05-3009)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, IN THE MATTER OF TAMMY KRAUSE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST TAMMY KRAUSE IN THE NOVEMBER 21, 2005, NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. KRAUSE 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 HEREBY ORDERS THAT MS. KRAUSE'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS TAMMY KRAUSE TO SURRENDER HER LICENSED PRACTICAL LICENSE #P.N. 088097 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY

ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

FLETCHER - LEONARD, WILMA, P. R.N. 201851 (CASE #04-1049)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY J. JANE MCFEE, IN THE MATTER OF WILMA FLETCHER-LEONARD, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST WILMA FLETCHER-LEONARD IN THE NOVEMBER 21, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. FLETCHER-LEONARD 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 HEREBY ORDERS THAT MS. FLETCHER-LEONARD'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. FLETCHER-LEONARD SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND THE TEMPORARY PRACTICE RESTRICTIONS AND TEMPORARY NARCOTIC RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

MS. FLETCHER-LEONARD SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FLETCHER-LEONARD SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. FLETCHER-LEONARD SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FLETCHER-LEONARD SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWELVE (12) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. FLETCHER-LEONARD SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. FLETCHER-LEONARD'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. FLETCHER-LEONARD SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FLETCHER-LEONARD'S HISTORY.

WITHIN THIRTY (30) DAYS PRIOR TO MS. FLETCHER-LEONARD INITIATING DRUG SCREENING, MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD.

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

MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. FLETCHER-LEONARD

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

MS. FLETCHER-LEONARD SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FLETCHER-LEONARD SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FLETCHER-LEONARD SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. FLETCHER-LEONARD SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. FLETCHER-LEONARD SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

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

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

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

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

MONITORING

MS. FLETCHER-LEONARD SHALL ABSTAIN COMPLETELY FROM THE PERSONAL USE OR POSSESSION OF DRUGS, EXCEPT THOSE PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FLETCHER-LEONARD'S

HISTORY. MS. FLETCHER-LEONARD SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. FLETCHER-LEONARD SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

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

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

PRIOR TO ACCEPTING EMPLOYMENT AS A NURSE, EACH TIME WITH EVERY EMPLOYER, MS. FLETCHER-LEONARD SHALL NOTIFY THE BOARD.

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

REPORTING REQUIREMENTS OF MS. FLETCHER-LEONARD

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

MS. FLETCHER-LEONARD SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FLETCHER-LEONARD SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FLETCHER-LEONARD SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. FLETCHER-LEONARD SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. FLETCHER-LEONARD 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.

PRIOR TO WORKING AS A NURSE, MS. FLETCHER-LEONARD SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

TEMPORARY NARCOTIC RESTRICTION

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

TEMPORARY PRACTICE RESTRICTION(S)

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

MS. FLETCHER-LEONARD SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. FLETCHER-LEONARD'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. FLETCHER-LEONARD HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. FLETCHER-LEONARD VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. FLETCHER-LEONARD 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. FLETCHER-LEONARD HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. FLETCHER-LEONARD IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. FLETCHER-LEONARD AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. FLETCHER-LEONARD 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 WILMA FLETCHER-LEONARD TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 201851 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

MCCULLOUGH, RHONDA, J. P.N. 099260 (CASE #05-0255)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY JANET L. BOECKMAN, IN THE MATTER OF RHONDA J. MCCULLOUGH, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST RHONDA MCCULLOUGH IN THE JULY 25, 2005, NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. MCCULLOUGH 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 HEREBY ORDERS THAT MS. MCCULLOUGH'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 FOLLOWING REINSTATEMENT, MS. MCCULLOUGH SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND THE TEMPORARY PRACTICE RESTRICTIONS AND TEMPORARY NARCOTIC RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

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

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MCCULLOUGH SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. MCCULLOUGH SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MCCULLOUGH SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE

BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. MCCULLOUGH 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. MCCULLOUGH'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWELVE (12) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. MCCULLOUGH SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. MCCULLOUGH'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. MCCULLOUGH SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCCULLOUGH'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. MCCULLOUGH 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. MCCULLOUGH SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN

TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

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

REPORTING REQUIREMENTS OF MS. MCCULLOUGH

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

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

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

MS. MCCULLOUGH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. MCCULLOUGH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. MCCULLOUGH SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

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

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

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

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

MONITORING

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

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

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

AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCCULLOUGH'S HISTORY.

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. MCCULLOUGH 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. MCCULLOUGH SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. MCCULLOUGH

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

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

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

MS. MCCULLOUGH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. MCCULLOUGH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. MCCULLOUGH 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.

PRIOR TO WORKING AS A NURSE, MS. MCCULLOUGH SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

TEMPORARY NARCOTIC RESTRICTION

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

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

TEMPORARY PRACTICE RESTRICTION(S)

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

MS. MCCULLOUGH SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

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

THE BOARD FURTHER ORDERS RHONDA MCCULLOUGH TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 099260 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

MCDOWELL, ERIC, B. P.N. 111656 (CASE #04-1018)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY ANNE BARNETT, IN THE MATTER OF ERIC MCDOWELL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST ERIC MCDOWELL IN THE JULY 25, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MR. MCDOWELL 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 HEREBY ORDERS THAT UPON SUBMISSION OF A COMPLETED RENEWAL APPLICATION, MR. MCDOWELL'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE RENEWED AND SUSPENDED INDEFINITELY AND THE SUSPENSION SHALL BE STAYED SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF ONE (1) YEAR.

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

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

MONITORING OF REHABILITATION AND TREATMENT

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

THROUGHOUT THE PROBATIONARY PERIOD, MR. MCDOWELL 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. MCDOWELL SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. MCDOWELL'S HISTORY OF CHEMICAL USE.

PRIOR TO WORKING AS A NURSE, MR. MCDOWELL 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. MCDOWELL SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER.

FURTHER, MR. MCDOWELL SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, RECOMMENDATIONS FOR TREATMENT AND MONITORING, ANY ADDITIONAL RESTRICTIONS THAT SHOULD BE PLACED ON MR. MCDOWELL'S LICENSE TO PRACTICE, AND STATING WHETHER MR. MCDOWELL IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

MR. MCDOWELL 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. MCDOWELL'S LICENSE.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS AFTER RENEWAL, MR. MCDOWELL 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. MCDOWELL SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO

INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

MR. MCDOWELL 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. MCDOWELL THROUGHOUT THE DURATION OF THIS ORDER.

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

EMPLOYMENT CONDITIONS

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

MR. MCDOWELL 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. MCDOWELL SHALL PROVIDE HIS EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MR. MCDOWELL IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF LICENSEE

MR. MCDOWELL SHALL REPORT TO THE BOARD IN WRITING, ANY VIOLATION OF THIS ORDER WITHIN THIRTY (30) DAYS OF THE OCCURRENCE OF THE VIOLATION.

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

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

MR. MCDOWELL SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR

DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MR. MCDOWELL 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.

MR. MCDOWELL 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.

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

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

TEMPORARY PRACTICE RESTRICTIONS

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MR. MCDOWELL SHALL NOT PRACTICE NURSING AS A LICENSED PRACTICAL NURSE; (1) FOR AGENCIES PROVIDING HOME CARE IN THE PATIENT'S RESIDENCE; (2) FOR HOSPICE CARE PROGRAMS PROVIDING HOSPICE CARE IN THE PATIENT'S RESIDENCE; (3) AS A NURSE FOR STAFFING AGENCIES OR POOLS; (4) AS AN INDEPENDENT PROVIDER WHERE THE NURSE PROVIDES NURSING CARE AND IS REIMBURSED FOR SERVICES BY THE STATE OF OHIO THROUGH STATE AGENCIES OR AGENTS OF THE STATE; OR (5) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MR. MCDOWELL TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MR. MCDOWELL SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, AND VICE PRESIDENT OF NURSING.

TEMPORARY NARCOTIC RESTRICTIONS

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

HISTORY OF CHEMICAL USE) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. MR. MCDOWELL MAY SUBMIT A WRITTEN REQUEST TO THE BOARD TO HAVE THIS RESTRICTION RE-EVALUATED. IN ADDITION, MR. MCDOWELL SHALL NOT COUNT NARCOTICS OR POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MR. MCDOWELL SHALL NOT CALL IN OR ORDER PRESCRIPTIONS OR PRESCRIPTION REFILLS.

FAILURE TO COMPLY

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

DURATION/ MODIFICATION OF TERMS

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

OLSIN, JANIS, M. R.N. 228560 (CASE #04-0964)

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, IN THE MATTER OF JANIS OLSIN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST JANIS OLSIN IN THE JULY 25, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES,

THE BOARD FINDS THAT MS. OLSIN 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 HEREBY ORDERS THAT MS. OLSIN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. OLSIN SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS. OLSIN SHALL SUBMIT SATISFACTORY DOCUMENTATION TO THE BOARD THAT SHE HAS COMPLIED WITH THE CONDITIONS IMPOSED BY THE STATE OF CALIFORNIA AND THAT MS. OLSIN HAS BEEN RELEASED FROM THE CONDITIONS IMPOSED BY THE STATE OF CALIFORNIA AND THAT MS. OLSIN'S LICENSE TO PRACTICE NURSING IN CALIFORNIA HAS BEEN FULLY RESTORED.

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

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

MONITORING

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

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

PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. OLSIN SHALL, AT HIS/HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. OLSIN SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. OLSIN SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT

INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. OLSIN 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. OLSIN'S LICENSE.

FOR A MINIMUM, CONTINUOUS PERIOD OF EIGHTEEN (18) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. OLSIN SHALL SUBMIT, AT HIS/HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. UPON AND AFTER MS. OLSIN'S INITIATION OF DRUG SCREENING, REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/SHE IS SELECTED, OR IN SUCH A MANNER AS THE BOARD MAY REQUEST, SHALL CONSTITUTE A VIOLATION OF A RESTRICTION PLACED ON A LICENSE FOR PURPOSES OF SECTION 4723.28(B), ORC. THIS SCREENING SHALL REQUIRE A DAILY CALL-IN PROCESS. THE SPECIMENS SUBMITTED BY MS. OLSIN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM/HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. OLSIN'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. OLSIN 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. OLSIN SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED WITHIN TWENTY-

FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT.

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

REPORTING REQUIREMENTS OF MS. OLSIN

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

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

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

MS. OLSIN SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. OLSIN SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

MS. OLSIN SHALL SUBMIT TO A BCI CRIMINAL RECORDS CHECK.

DURATION

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. OLSIN SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. OLSIN HAS COMPLIED WITH ALL

CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. OLSIN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. OLSIN AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

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

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

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

MONITORING

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

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

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

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

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. OLSIN 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. OLSIN SHALL BE UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER, PRIOR TO INITIATING TREATMENT, TO ADDITIONAL TREATING PRACTITIONERS, AND TO UPDATE THE LIST OF TREATING PRACTITIONERS WITH THE BOARD WITHIN FORTY-EIGHT (48) HOURS OF BEING TREATED BY ANOTHER PRACTITIONER.

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

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

EMPLOYMENT CONDITIONS

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

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

REPORTING REQUIREMENTS OF MS. OLSIN

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

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

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

MS. OLSIN SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. OLSIN SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. OLSIN 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.

PRIOR TO WORKING AS A NURSE, MS. OLSIN SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. OLSIN 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. OLSIN TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE, MS. OLSIN SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. OLSIN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. OLSIN HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. OLSIN VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. OLSIN 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. OLSIN HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. OLSIN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. OLSIN AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. OLSIN 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 JANIS OLSIN TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 228560 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

WEILLER, ROBERT, S. D.T. 00175 (CASE #05-0088)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY JANET L. BOECKMAN, IN THE MATTER OF ROBERT WEILLER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST ROBERT WEILLER IN THE NOVEMBER 21, 2005, NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MR. WEILLER 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 HEREBY ORDERS THAT MR. WEILLER'S CERTIFICATE TO PRACTICE AS A DIALYSIS TECHNICIAN IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS ROBERT WEILLER TO SURRENDER HIS DIALYSIS TECHNICIAN CERTIFICATE #DT00175 IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

GREGORY, LORA, ANN P.N. 101047 (CASE #05-2152)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN O'DELL, IN THE MATTER OF LORA GREGORY, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST LORA GREGORY IN THE NOVEMBER 21, 2005, NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. GREGORY 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 HEREBY ORDERS THAT MS. GREGORY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN

EIGHTEEN (18) MONTHS RETROACTIVE TO NOVEMBER 2005 WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND FOLLOWING REINSTATEMENT, MS. GREGORY SHALL BE SUBJECT TO 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

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

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

MS GREGORY SHALL SUBMIT SATISFACTORY DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING NURSING EDUCATION HOURS: TEN (10) HOURS OF DOCUMENTATION; TEN (10) HOURS OF ETHICS; FIVE (5) HOURS OF ADVANCED DIRECTIVES; AND TEN (10) HOURS OF END OF LIFE CARE.

REPORTING REQUIREMENTS OF MS. GREGORY

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

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

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

MS. GREGORY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. GREGORY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT,

OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

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

FOLLOWING REINSTATEMENT, MS. GREGORY SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF TWO (2) YEARS.

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

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

EMPLOYMENT CONDITIONS

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

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

MS. GREGORY MUST HAVE A REGISTERED NURSE SUPERVISOR ON-SITE AT ALL TIMES WHILE PRACTICING.

MS. GREGORY IS PROHIBITED FROM WORKING NIGHT SHIFT.

REPORTING REQUIREMENTS OF MS. GREGORY

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

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

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

MS. GREGORY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE MONITORING UNIT OF THE BOARD.

MS. GREGORY SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

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

MS. GREGORY 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.

PRIOR TO WORKING AS A NURSE, MS. GREGORY SHALL COMPLETE A NURSE REFRESHER COURSE OR EXTENSIVE ORIENTATION APPROVED IN ADVANCE BY THE BOARD.

PERMANENT PRACTICE RESTRICTION(S)

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

MS. GREGORY SHALL NOT FUNCTION IN A POSITION OR EMPLOYMENT WHERE THE JOB DUTIES OR REQUIREMENTS INVOLVE MANAGEMENT OF NURSING, NURSING RESPONSIBILITIES, OR SUPERVISING AND EVALUATING NURSING PRACTICE. SUCH POSITIONS INCLUDE BUT ARE NOT LIMITED TO THE FOLLOWING: DIRECTOR OF NURSING, ASSISTANT DIRECTOR OF NURSING, NURSE MANAGER, VICE PRESIDENT OF NURSING.

FAILURE TO COMPLY

MS. GREGORY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. GREGORY HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. GREGORY VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. GREGORY 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. GREGORY HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. GREGORY IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. GREGORY AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. GREGORY 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 LORA GREGORY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 101047 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS

PRESENT. JUDITH BRACHMAN OPPOSED. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2006 Board meeting.

RELEASES/MODIFICATIONS/RESTRICTIONS LIFTS

IT WAS MOVED BY ANNE BARNETT, SECONDED BY KATHLEEN DRISCOLL, THAT THE FOLLOWING, HAVING MET THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS WITH THE BOARD, WITH THE RECOMMENDATION BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS, BE RELEASED FROM THEIR CONSENT AGREEMENTS: MCDEW, SAMUEL PN 101732; WALLACE, KIMMY PN 115800; GRIFFIS, RENEE PN 115875; SHEPHERD, JOANN RN 313162; TAYLOR, MICHELE PN 116550; BURNSIDE, SHANNA PN 111087; BENSON, LISA PN 088703; DISCIPIO, TERESA PN 092409; SMITH, ROBERT PN 088048; BAKER KEISHA PN 118626; COX, FRED PN 118630 AND BURCH, MILES TC1 01008. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE FOLLOWING, HAVING MET THE TERMS AND CONDITIONS OF HIS CONSENT AGREEMENT WITH THE BOARD, BE RELEASED EARLY FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. THIS RELEASE HAS BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: ELKINS, STEVENS PN 116725. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, 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 LICENSE RESTRICTIONS THAT WILL REMAIN IN EFFECT. THESE RELEASES HAVE BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: JOHNSON, LEIGH RN 313043 AND PALMER, JESSICA PN 117374. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, 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 LICENSURE RESTRICTIONS THAT WILL REMAIN IN EFFECT. THESE RELEASES HAVE BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: SAWYER, VERONICA PN 118182; GREGORY DEJUAN TC2 02241; HALLAS, SHAWN PN 118632; AND JACKSON, SHARITA PN 115456. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY J. JANE MCFEE, THAT THE FOLLOWING BE RELEASED FROM THEIR NARCOTIC RESTRICTIONS WITHIN THEIR RESPECTIVE CONSENT AGREEMENTS. THESE RELEASES HAVE BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: GARCIA, ANGELA PN 091171; BROWN, MARQUITA PN 118627; HOWARD, YVONNE PN 091134; FOSTER, CONNIE PN 104758; AND MORGAN, CHELSIE RN 207582 & PN 046352. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED ON ALL CASES. LISA KLENKE WAS ABSENT.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT THE BOARD REDUCE THE NUMBER OF MEETINGS PER WEEK OF DEBRA MAKOWSKI FROM THREE TO ONE WITHIN THE RESPECTIVE CONSENT AGREEMENT. THIS MODIFICATION HAS BEEN RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

DEFAULT ORDERS

BALSAMO, JOSEPH TC2 02022 (CASE #05-3327)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, THAT UPON CONSIDERATION OF THE BOARD'S ORDER TO SUBMIT TO A PSYCHIATRIC EVALUATION PURSUANT TO SECTION 4723.28(G) ORC, AND MR. BALSAMO'S FAILURE TO SUBMIT TO THE EXAMINATION AND THAT THE BOARD HAS NOT RECEIVED INFORMATION THAT MR. BALSAMO'S FAILURE TO SCHEDULE THE EXAMINATION WAS DUE TO CIRCUMSTANCES BEYOND HIS CONTROL, THE BOARD FINDS THAT MR. BALSAMO HAS ADMITTED THE TRUTH OF THE ALLEGATIONS SET FORTH IN THE ORDER TO EXAMINATION LETTER AND IN ACCORDANCE WITH SECTION 4723.28(G) ORC, THE FAILURE OF ANY INDIVIDUAL TO SUBMIT TO A MENTAL OR PHYSICAL EXAMINATION WHEN DIRECTED CONSTITUTES AN ADMISSION OF THE ALLEGATIONS, UNLESS THE FAILURE IS DUE TO CIRCUMSTANCES BEYOND THE INDIVIDUAL'S CONTROL AND A DEFAULT AND FINAL ORDER MAY BE ENTERED WITHOUT THE TAKING OF TESTIMONY OR PRESENTATION OF EVIDENCE AND THAT MR. BALSAMO'S APPLICATION TO PRACTICE AS A DIALYSIS TECHNICIAN IN THE STATE OF OHIO IS HEREBY DENIED. MR.

BALSAMO MAY SUBMIT AN APPLICATION FOR THE BOARD'S CONSIDERATION THREE (3) YEARS AFTER THE EFFECTIVE DATE OF THIS ORDER.

CONDITIONS

MR. BALSAMO SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF THE DIALYSIS TECHNICIAN IN THE STATE OF OHIO.

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

MR. BALSAMO SHALL ENTER INTO A CONSENT AGREEMENT WITH THE BOARD FOR PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS DETERMINED BY THE BOARD FOR A MINIMUM PERIOD OF TIME DETERMINED BY THE BOARD. IF THE BOARD AND MR. BALSAMO ARE UNABLE TO AGREE TO TERMS, CONDITIONS, AND LIMITATIONS IN A CONSENT AGREEMENT, THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE DETERMINED AFTER A HEARING IS HELD.

MR. BALSAMO SHALL, AT HIS OWN EXPENSE, SEEK AN EXAMINATION AS ORDERED BY THE BOARD IN FEBRUARY 2006, OR BY ANOTHER TREATMENT PROVIDER APPROVED IN ADVANCE BY THE BOARD. THE APPROVED TREATMENT PROVIDER SHALL SUBMIT A WRITTEN OPINION TO THE BOARD STATING THAT MR. BALSAMO IS ABLE TO PRACTICE SAFELY AS A DIALYSIS TECHNICIAN.

REPORTING REQUIREMENTS

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

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

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

MR. BALSAMO 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.

MR. BALSAMO 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.

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

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

MR. BALSAMO SHALL SURRENDER TO THE BOARD HIS OHIO TEMPORARY DIALYSIS TECHNICIAN CERTIFICATE TC2, IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Order shall be maintained in the exhibit book for the July 2006 Board meeting.

BAKER, ANNE, E. R.N. 222672 (CASE #06-0070)

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, THAT UPON CONSIDERATION OF THE BOARD'S ORDER TO SUBMIT TO A PSYCHIATRIC EVALUATION PURSUANT TO SECTION 4723.28(G) ORC, AND MS. BAKER'S FAILURE TO SUBMIT TO THE EXAMINATION AND THAT THE BOARD HAS NOT RECEIVED INFORMATION THAT MS. BAKER'S FAILURE TO SCHEDULE THE EXAMINATION WAS DUE TO CIRCUMSTANCES BEYOND HER CONTROL, THE BOARD FINDS THAT MS. BAKER HAS ADMITTED THE TRUTH OF THE ALLEGATIONS SET FORTH IN THE ORDER TO EXAMINATION LETTER AND IN ACCORDANCE WITH SECTION 4723.28(G) ORC, THE FAILURE OF ANY INDIVIDUAL TO SUBMIT TO A MENTAL OR PHYSICAL EXAMINATION WHEN DIRECTED CONSTITUTES AN ADMISSION OF THE ALLEGATIONS, UNLESS THE FAILURE IS DUE TO CIRCUMSTANCES BEYOND THE INDIVIDUAL'S CONTROL AND A DEFAULT AND FINAL ORDER MAY BE ENTERED WITHOUT THE TAKING OF TESTIMONY OR PRESENTATION OF EVIDENCE AND THE BOARD HEREBY ORDERS THAT MS. BAKER'S LICENSE TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF OHIO IS SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW:

CONDITIONS FOR REINSTATEMENT

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

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

MS. BAKER SHALL ENTER INTO A CONSENT AGREEMENT WITH THE BOARD FOR PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS DETERMINED BY THE BOARD FOR A MINIMUM PERIOD OF TIME DETERMINED BY THE BOARD. IF THE BOARD AND MS. BAKER ARE UNABLE TO AGREE TO TERMS, CONDITIONS, AND LIMITATIONS IN A CONSENT AGREEMENT, THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE DETERMINED AFTER A HEARING IS HELD.

MS. BAKER SHALL, AT HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION FROM A PSYCHIATRIST APPROVED IN ADVANCE BY THE BOARD AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF SUCH EVALUATION. PRIOR TO THE EVALUATION, MS. BAKER SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THE EXAMINATION ORDER AND ALL PUBLIC DOCUMENTS CONCERNING MS. BAKER, 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, AND ANY RESTRICTIONS THAT SHOULD BE PLACED ON MS. BAKER'S PRACTICE. THE PSYCHIATRIST SHALL SUBMIT A STATEMENT TO THE BOARD THAT MS. BAKER IS CAPABLE OF PRACTICING AS A REGISTERED NURSE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE CARE.

REPORTING REQUIREMENTS OF MS. BAKER

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

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

MS. BAKER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR

DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. BAKER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ON FORMS SPECIFIED BY THE BOARD. ALL REPORTING AND COMMUNICATIONS REQUIRED BY THIS ORDER SHALL BE MADE TO THE COMPLIANCE UNIT OF THE BOARD.

MS. BAKER 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.

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

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

MS. BAKER SHALL SURRENDER TO THE BOARD HER OHIO REGISTERED NURSE LICENSE # R.N. 222672, IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF JULY 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

A complete copy of the Order shall be maintained in the exhibit book for the July 2006 Board meeting.

STEELE, JILL, M. R.N. 222273 (CASE #04-3062)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD WITHDRAW THE IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON JANUARY 23, 2006 FOR JILL STEELE, RN 222273. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

MORROW, SHEILA, R. R.N. 234323 (CASE #04-3040);

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD WITHDRAW THE IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MAY 23, 2005 FOR SHEILA MORROW, RN 234323. MOTION ADOPTED BY MAJORITY VOTE

OF THE BOARD MEMBERS PRESENT. PATRICIA BURNS AND BERTHA LOVELACE ABSTAINED. LISA KLENKE WAS ABSENT.

OTHER

Consent Agreement Templates

The Board received a written memo and proposed Consent Agreement templates, submitted by L. Ferguson-Ramos. There is a template for drug/alcohol cases, practice cases and for cases in which the only settlement option is to permanently restrict the licensee from direct patient care. The terms and conditions would not begin until the licensee renews and/or begins practicing. Following review;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE CONSENT AGREEMENT TEMPLATES, AS SUBMITTED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JANET L. BOECKMAN ABSTAINED. DEBRA BROADNAX WAS ABSENT.

Disciplinary Protocols for APNs

The Board received a written memo about disciplinary protocols for APNs, submitted by L. Ferguson-Ramos. It is proposed that the Board modify the language to link the violation to practicing with a lapsed COA/certification. The protocol also addresses holding oneself out or practicing as an APN without a COA. This would involve unlicensed practice and is included under the disciplinary guidelines for Priority III cases. It is proposed that a probationary option be added to the protocol for prescribing over thirty (30) days on a lapsed certificate to prescribe. Following review of the draft language provided;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY J. JANE MCFEE, THAT THE BOARD APPROVE THE DISCIPLINE PROTOCOLS FOR APNS AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

REPORTS TO THE BOARD

Board Committee (Task Force) Reports

Ohio Center for Nursing

E. Buschmann highlighted the topics discussed in the Board Committee meeting. Staff met with the Director of Ohio Government Telecommunications to discuss re-tooling the Nursing Rewards web site for the Ohio Center for Nursing. Based on the discussions, this can be done and could occur in January 2007. Staff will continue to work with OGT. During the meeting, the group ranked possible domain names. Jane Mahowald is convening a meeting of the Centers of Nursing in Ohio and other interested parties on August 25, 2006. E. Buschmann and B. Houchen will participate in that meeting which will be held at the Board office. The Board Committee will meet again September 22, 2006 at noon.

Advisory Group Reports

Continuing Education Approvers

L. Klenke reported on the June 16, 2006 Continuing Education Approver's meeting. Most of the meeting time was spent on the review of the proposed Chapter 14 rules. Also, there was a discussion about the revised Board Policy for Advisory Groups and Board Committees.

Revised Board Policy

The Board received a written memo and a revised Board Policy on Advisory Groups and Board Committees, submitted by L. Klenke. L. Klenke explained that during the meeting of the Advisory Group for Continuing Education Approvers, the group identified one revision to the policy relating to the members of the Advisory Group. Since all CE Approvers are standing members of the Advisory Group, the policy should reflect that their terms are not limited. Following review;

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE BOARD POLICY FOR ADVISORY GROUPS AND BOARD COMMITTEES, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Open Forum

No one participated in Open Forum.

NCSBN Summit on Compact Licensure

Several Board members and staff attended the NCSBN Summit on compact licensure. B. Lovelace commented that the presentation did not convince her of the need for the Board to join the compact and believed that most of the Board's questions were not answered, i.e., of the number of favorable outcomes. B. Lovelace also questioned the rationale for the compact. For example, mobility of nurses was cited as an advantage, but the mission of the Boards is to protect the public and the compact states could not answer many questions related to discipline issues. B. Lovelace stated that the speakers continually talked about a very small number of nurses disciplined in the compact states and that does not match up with the number of discipline cases the Board sees in Ohio and also the cases coming into Ohio from compact states.

D. Broadnax had concerns that questions were not answered and after six years there are more questions than answers regarding what and how the Compact Administrators are addressing discipline issues. President Krueger echoed their comments and added that not all the compact states require criminal background checks nor do they have automatic bars to licensure as Ohio has enacted. B. Houchen stated that the staff agreed with the Board members' comments. She further stated that the Board received from NCSBN the results of the Gallop poll conducted to evaluate the compact and copies would be provided to the Board members. B. Houchen stated that she would be meeting next week with Occupational Health Nurse representatives and she would share Board members' comments with them. H. Fischer stated that she agreed with the comments and

that there are legal questions that need to be answered in terms of how investigations work in the nurse's resident state and which states' laws apply if the nurse works in another state where the case file is opened.

GENERAL INFORMATION (FYI)

B. Houchen announced changes to the organization in the areas of the Legislative/Regulatory Specialist, who will be reporting directly to her, and the education program area, which will be reporting to L. Emrich.

B. Houchen announced that she attended the ONA Summit meeting and received flyers about a meeting on "Nursing in Ohio – Year 2015," an event being held in September. The flyers were distributed to the Board members.

The Board received the following FYI items: Letters regarding Board's position on HB 117; Media coverage (May 22, 2006) regarding discipline case; Ohio NNOC Testimony (May 18, 2006); Response letter to Ohio NNOC; Statute and Rules – Anderson's version; Updated State Travel Policy; *Ohioans First* – CD-Rom; APRN Consensus Report & NCSBN Draft Vision Paper; Updated Board member roster; Medication Aide Revised Pilot Program Survey Tool; CAC letter and Board's response. President Krueger asked for questions and there were no questions from Board members.

BOARD GOVERNANCE

Evaluation Of Meeting/Recommendations For Next Meeting

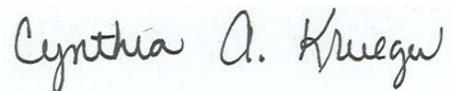
The Board acknowledged there were fewer packet items for this meeting and appreciated the additional time to review items. B. Houchen commended the Compliance Unit for their work adjustments. President Krueger reminded the Board that there could be extra items in September before the workload evens out. K. Driscoll stated that she appreciated that the night before the Board meeting she could finish reviewing materials and be more prepared for the meeting. B. Lovelace stated that since she has been working with the Compliance Unit, she has a real appreciation of the work involved regarding what is involved to prepare the information for the Board members. She views the high volume as positive in that the Compliance Unit is working hard to get the information to the Board. E. Buschmann thanked all of the Board staff for their work.

Request Volunteer To Mentor New Board Member

President Krueger requested a volunteer to mentor new Board member P. Burns and B. Lovelace volunteered.

AJOURNMENT

The meeting was adjourned at 4:30 p.m. on July 21, 2006.



Cynthia Krueger, RN, MSN
President

Attest:



Betsy Houchen, RN, MS, JD
Secretary