

**Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
March 15-16-17, 2006**

REGULAR MEETING OF THE BOARD MARCH 16-17, 2006

The regular meeting of the Ohio Board of Nursing (Board) was held on March 16-17, 2006. The President, Vice-President, and Executive Director (ED) reviewed the agenda prior to the meeting.

On Wednesday, March 15, 2006 at 9:30 a.m. an orientation was held for new Board member, Janet Boeckman at the Ohio Board of Nursing office, 17 South High Street, Suite 400, Columbus, Ohio. At 1:00 p.m. a public rules hearing was held at the Vern Riffe Center, Room 1960 (19th floor), 77 South High Street, Columbus, Ohio.

On Thursday, March 16, 2006, the Board met at the Ohio Board of Nursing office, 17 South High Street, Suite 400, Columbus, Ohio. At 9:00 a.m., President Cynthia Krueger called the meeting to order in open session.

BOARD MEMBERS:

Cynthia Krueger, RN, MSN, President
Teresa Williams, LPN, Vice-President
Anne Barnett, BSN, RNC (absent)
Janet Boeckman, RN, MSN, CPNP
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
Elizabeth Buschmann, LPN
Kathleen Driscoll, JD, MS, RN
Mary Jean Flossie, LPN, LNHA
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

STAFF MEMBERS:

Betsy Houchen, JD, MS, RN, Executive Director
Rosemary Booker, Fiscal Manager
Lisa Emrich, MSN, RN, Practice and Alternative Programs Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Unit Manager
Holly R. Fischer, JD, General Counsel
Diana Hisle, Executive Assistant
Eric Mays, BS, Operations Manager
Susan Milne, RN, MSN, JD, Advanced Practice Consultant
Norma Selders, RN, MS, Education, Certification, & Licensure Unit Manager
Cynthia Snyder, JD, Legislative/Regulatory Specialist
Stacy Thacker, MS, Administrative Unit Manager

Katherine Bockbrader, JD, Assistant Attorney General (present Thursday)
Tara Berrien, JD, Assistant Attorney General (present Friday)
Peter (PR) Casey, JD, AAG (present Thursday)

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.

Vice-President Teresa Williams read the Board mission statement each day and stated that the mission statement is printed on the agenda.

ADMINISTRATIVE MATTERS

Report of the President

Announcements of meetings/scheduled events:

- President Krueger reported that on Wednesday, March 15, 2006 at 9:30 a.m. an orientation was held for new Board member, Janet Boeckman at the Ohio Board of Nursing office, 17 South High Street, Suite 400, Columbus, Ohio. At 1:00 p.m. a public rules hearing was held at the Vern Riffe Center, Room 1960 (19th floor), 77 South High Street, Columbus, Ohio.

- On Thursday, President Krueger reviewed the following scheduled events for Thursday, March 16, 2006:

At 8:30 a.m. a Board Reception was held; at 11:00 a.m. representatives from the Columbus Public School PN Program will be present for Board review of the program approval status; a noon meeting of the Board Task Force on APN Practice is scheduled with a report to follow; and at 1:30 p.m. an attorney representing IJ Orafu Tiggs is scheduled to address the Board regarding the Hearing Officer's Report and Recommendation; and at 3:30 p.m. Executive Sessions are scheduled to discuss pending and imminent court actions and Board deliberations on disciplinary cases and other matters.

- On Friday, President Krueger reviewed the following scheduled events for Friday, March 17, 2006:

At 8:00 a.m. the Board Retreat Task Force meeting is scheduled with a report to follow; at 10:00 a.m. Janice Lanier, ONA requested to address the Board during open forum; to follow, the Board will view a media interview with ED Betsy Houchen on an investigative report on nurses and drug addiction; a noon meeting of the Center for Nursing Task Force is scheduled with a report to follow; and at 1:30 p.m. Maria Matzik and Cynthia Fox are scheduled to address the Board during open forum regarding "Living on Life Support."

Housekeeping items/reminders

President Krueger:

- On Thursday, March 16, 2006 recognized students from the Wright State University and Ashland University and welcomed the gallery;
- Congratulated Board members Kathleen Driscoll, Mary Jean Flossie, Lisa Klenke, and J. Jane McFee on their reappointments to the Board and welcomed new Board Member Janet Boeckman, RN, MSN, CPNP, replacing Yvonne Smith, whose term expired;
- Announced that as part of the orientation for the new Board member background information may be provided on the agenda items;
- 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, instead of printing individual motion slips; and
- Requested Board members to introduce themselves and indicate their practice areas and hometowns.

Minutes of January 19-20, 2006 Board Meeting

IT WAS MOVED BY LISA KLENKE, SECONDED BY MARY JEAN FLOSSIE, THAT THE MINUTES OF THE JANUARY 19-20, 2006 BOARD MEETING BE APPROVED, AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Director Report

The Board received the written ED report submitted by Betsy Houchen as of March 6, 2006. Ms. Houchen highlighted the report and answered questions from the Board members:

Reports and Updates

Career Technical Credit Transfer Articulation (Board of Regents)

The Board of Regents held a meeting regarding development of the most recent phase of Ohio's Articulation and Transfer policy, "Career Technical Credit Transfer Articulation." Norma Selders and Kathy Hill attended for the Board. H.B. 66 (Section 3333.162, ORC) and H.B. 95 (Section 3333.16, ORC) expand the scope of the articulation and transfer system. This initiative, known as CT2, will impact secondary/adult career technical educational institution articulation. Ohio's Articulation and Transfer policy began in 1990 with the creation of the Ohio Transfer Module. CT2 is intended to enable students to transfer certain technical courses completed through an adult career-technical

education institution, a public secondary career-technical institution, or a state institution of higher education to a state institution of higher education “without unnecessary duplication or institutional barriers.” The Board of Regents must develop criteria, policies, and procedures to accomplish this and build upon the existing articulation agreement and transfer initiative course equivalency system. The Board of Regents is forming two Pilot Groups in the academic areas of pre-licensure nursing and nursing programs, and pre-engineering and engineering programs. Kathy Hill will continue to attend the meetings and the Nursing Pilot Group.

National Council of State Boards of Nursing (NCSBN) Activities

NCSBN is sponsoring one attendee from each state Board to attend the Nursys User Group Meeting, March 7-8. Rick Young, Monitoring Agent, attended this meeting. Compliance staff listened to the February NCSBN teleconference for the Discipline Networking Group. Dr. Katherine Ramsland, a forensic psychologist who teaches forensic psychology and has published extensively, discussed “Intentional Harm—Nurses Who Deliberately Hurt Patients.”

Media Coverage

Dave Wagner from Channel WLWT-TV, the NBC affiliate in Cincinnati, interviewed Betsy Houchen for an investigative report on nurses and drug addiction that ran on February 3, 2006. The story featured interviews with nurses, who talked about their addiction, nurses with Board action, and Judge Kim Wilson Burke from Hamilton County Drug Court.

Nursing Education

On February 16, the Board welcomed Kathy Hill, who joined the Board staff as the Nursing Education Consultant, and, on that same day, introduced her at the Ohio Council of Associate Degree Nursing Education Administrators (OCADNEA) meeting. Betsy Houchen, Norma Selders, and Kathy met with OCADNEA to provide an update on Board activities.

Certified Medication Aide (CMA) Program

Lesleigh Halliburton has joined the Board staff as the CMA Program Coordinator. Lesleigh will be working with Lisa Emrich to establish the CMA Program. The Board staff plans to conduct a general training session for all staff regarding the CMA Program and will provide training for investigators that will include not only Board investigators, but also investigators from the AG Fraud/Abuse section and the Ohio Department of Health. This will be a good opportunity for agency enforcement staff to meet together. Later on the Board agenda an update will be provided on implementation of the program. Lisa Emrich participated in a CMA teleconference for AOPHA and received very positive evaluations/comments about the presentation. The Test Advisory Panel, a subgroup of the Advisory Council, met with D&S Technologies, the testing company, on February 27-28. The group wrote and approved written test questions and established the clinical scenarios for the

clinical portion of the examination. Board staff is continuing to write test questions to establish a bank of 800 questions.

The "MinuteClinic"

In Columbus, there has been publicity about the "MinuteClinic," two of which opened at CVS stores in the area. Nurse Practitioners, staffing these sites located within the CVS stores, will treat a specific list of minor illnesses and refer patients with serious or chronic conditions to urgent care centers, hospitals, or physician offices.

Nurse Education Grant Program

At this time, the Nurse Education Grant Program (NEGP) programs have been implementing their funded programs and will submit their second quarter reports to the Board by March 31. More information will be available upon receipt of the second quarter reports.

Momentum

Board staff is updating the format of *Momentum* beginning with the next issue. Board staff believe there are many topics that they address on a daily basis that will be of interest to the readers and they will provide concise information on those issues and hot topics in the "Practice Corner," "Compliance Corner," and the "Certification & Licensure Corner." The Board staff will feature "NCSBN News" on a regular basis. The President and Executive Director's columns will alternate or be scheduled as needed. For certain issues Board staff will feature time sensitive information. For example, each January Board staff will focus on reminding nurses about the upcoming renewal period starting in April/May and emphasize the importance of updating names and addresses. A chart was attached outlining the timelines and proposed content. Ms. Houchen noted that this year is the 90th Anniversary of the Board and one *Momentum* issue could highlight the Board's history.

Board member Mary Jean Flossie stated that she believes these are good changes to make for *Momentum*.

Board member Judith Brachman asked that, in addition to the raw data, the status of compliance cases could be provided to identify the progression of cases. Ms. Houchen stated that she would look into her request.

Board member Lisa Klenke asked if handouts could be provided from NCSBN regarding the February NCSBN teleconference for the Discipline Networking Group on "Intentional Harm—Nurses Who Deliberately Hurt Patients." Ms. Houchen stated that she would provide copies for the Board members.

In addition, the ED report covered the following:

- Fiscal – LPN renewal and Controlling Board;
- Human Resources - Separations; New Hires; and Pending Personnel Actions;

- Information Technology; Facilities and Telecommunications - Infrastructure Management; CAVU; OAKS (Ohio Administrative Knowledge System); Board Meeting Audio Broadcast; Remote Staff Internet Access; Office Space, Construction and Expansion; and Phone System Enhancements;
- Legislative/Regulatory (See below);
- Education, Certification and Licensure; Continuing Education; Licensure and Renewal; Education Programs; Progress Reports, and Proposed Programs;
- Compliance; Complaints; Post-Disciplinary Monitoring and Case Review; and
- Practice & Alternative Programs; Practice, Advanced Practice, Joint Board Staff meeting; Ohio Pain and Palliative Care Advisory Committee, Practice Questions; Alternative Program for Chemical Dependency, Practice Intervention and Improvement Program.

Legislative/Regulatory Report

General Assembly

The Ohio House and Ohio Senate continue to meet for committees and voting sessions. This activity will continue through the spring months, and the May 2nd primary election. Following the resolution of contested primaries in May, most activity in the General Assembly will cease as members focus on the business of elections. All ninety-nine (99) House seats and seventeen (17) of thirty-three (33) Senate seats are up for election in November. It is also a year in which statewide officeholders are elected. It is anticipated that this election year will be highly charged and little legislative activity is expected between June and November.

Since the last Board meeting, there has been no further action on either House Bill 117 (Reidelbach, R-Worthington) or Senate Bill 98 (Clancy, R-Cincinnati). These are companion measures that would recognize alternative and complementary health care practitioners, and exempt them from state licensure or regulation. The Board has adopted a position in opposition to these bills in their present form.

The consolidation of twenty licensure and regulatory boards (not including the Board of Nursing) into cabinet level agencies was temporarily on hold. The original discussion would have moved the impacted boards into the Department of Commerce, the Department of Health, and the Department of Public Safety, depending upon the nature of the regulated profession. House Bill 530, the capital re-appropriation bill sponsored by Rep. Charles Calvert (R-Medina), proposes statutory changes for all affected boards to allow for regulation and oversight by the Department of Commerce. This issue must be resolved by the legislature during the spring session as the boards in question have appropriation authority only through June 30, 2006.

Also receiving attention in the legislature is a bill that would significantly impact the manner in which boards determine eligibility for initial licensure and post-licensure disciplinary action. House Bill 267 sponsored by Representative Annie Key (D-Cleveland) would allow boards to deny licensure based on prior criminal activity only if the criminal offense is "substantially related" to the profession for which licensure is sought. Similarly, a licensure board could initiate disciplinary action based on a criminal offense only if it is "substantially related to" the practice of its licensees. The bill defines a criminal offense to be "substantially related" if "the nature of the felony or misdemeanor offense has a direct bearing on the fitness or ability of the person to perform one or more of the duties or responsibilities necessarily related to the occupation, profession, or trade" regulated by the board in question. *It does NOT appear that this legislation has wide spread support in the General Assembly.* Following an initial hearing for sponsor testimony, there are no further hearings scheduled on the bill at this time.

House Bill 522 recently introduced by Representative Jon Peterson (R-Delaware) would require that a "circulating nurse" be involved in each surgical procedure where general anesthesia is administered in a hospital, ambulatory surgical facility, or physician office. The bill defines "circulating nurse" as "a registered nurse who coordinates the nursing care and safety needs of a patient while the patient undergoes a surgical procedure, but who does not directly assist the physician performing the surgical procedure." This bill was introduced on behalf of the Association of peri-Operative Registered Nurses (AORN), which has retained an Ohio lobbying firm to promote the legislation. This is a national initiative for AORN, and Ohio is among a handful of states targeted for action on the issue.

Administrative Rules

The Joint Committee on Agency Rule Review (JCARR) has "approved" the rules that were revised and re-filed to address incorporation by reference issues. These five rules are: 4723-8-01, Definitions; 4723-8-02, Standards of practice; 4723-8-05, Quality assurance standards; 4723-9-02, Requirements for a course of study in advanced pharmacology; and 4723-9-09, Standards of prescribing for nurses with a certificate to prescribe. The Board will consider a motion to approve final filing at the March meeting with a suggested effective date of April 1, 2006.

In accordance with a statutory deadline, the Board filed emergency rules on February 1, 2006 to begin implementation of the Medication Aide Pilot Program. These rules, contained in newly created Chapter 4723-27, were filed on an emergency basis pursuant to an Executive Order from the Governor. They were effective immediately and remain so for ninety days, until May 1, 2006. On February 7, 2006 the Board filed typical (non-emergency) rules that will succeed the medication aide emergency rules.

These rules also appear in Chapter 4723-27, and will go through the formal JCARR review process. A public hearing on the medication aide rules is scheduled for 1:00 PM, Wednesday, March 15, 2006 on the 19th floor of the Riffe Center.

Staff is beginning the five-year rule review for Chapters 4723-5, Prelicensure Nursing Education Programs; Chapter 4723-7, Licensure; and Chapter 4723-13, Delegation by Licensed Nurses. Revisions are also being evaluated for Chapter 4723-14, Continuing Education. An internal work group has been created to discuss recommendations for these various chapters. Suggested changes will be refined and presented in draft form for the Board's consideration in July.

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

Legislative Chart

The Board received the Legislative Status Report as of March 1, 2006, submitted by Cynthia Snyder. The chart included the bill number, sponsor, title/subject, significance, status and relevant information. Ms. Snyder reviewed the chart and answered questions. She stated that the chart displays new information in color to show changes from previous version of the chart.

Ms. Snyder directed the Board's attention to the attachment entitled "Sponsor Testimony on SB 105" Zurz (D-Uniontown) "Hospital nurses-prohibit required overtime." This bill is currently in the Senate Health Committee. The bill would prohibit nurses working in hospitals from being required to work overtime or from being penalized for not working overtime. Ms. Snyder indicated that the Ohio Hospital Association is in opposition to this bill. The Board members began a discussion. Ms. Snyder stated that at this time no additional hearings are scheduled, however the sponsor's office called the Board seeking information on this issue for her sponsor testimony and that the Board may be asked to take a position on this bill at some point. Lisa Klenke stated there is an issue of patient safety. It becomes a balance for nurses who have responsibility to their patients to practice safely, and employers trying to maintain staffing levels. It was suggested an article could be published in *Momentum* to help address this issue.

Fiscal Report

The Board received a written memo and financial report submitted by Rosemary Booker. The report covers expenditures and revenue that occurred during the first quarter of SFY 2006. Ms. Booker reviewed the

report summary as of February 28, 2006 and stated the current balance in the Special Issues Fund is \$58,580.00. She also reported that the Controlling Board granted release of a portion of the Special Issues Fund to pay for Nursing Rewards. The report also included information on the Nurse Education Grant Fund appropriation, distribution, and available balance of \$911,692.20, and the FY 06 remaining distribution schedule as of June 1, 2006 of \$155,795.40. Ms. Booker answered questions for clarification. Ms. Brachman asked for a balance amount for the Special Issues Fund for the next Board meeting.

EXECUTIVE SESSIONS

On Thursday, March 16, 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), TO CONFER WITH LEGAL COUNSEL REGARDING PENDING AND IMMINENT COURT ACTION, AND TO DELIBERATE ON CASES BEFORE THE BOARD. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

On Thursday, March 16, 2006, at 2:44 p.m., the Board went into Executive Session to discuss personnel matters and/or appointment of public official(s), to confer with legal counsel regarding pending and imminent court action, and to deliberate on cases before the Board. Board member Bertha Lovelace, AAG Kathy Bockbrader, all staff members and visitors left the room during the deliberations on cases.

Before going into executive session 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 to refrain from participating.

At 6:36 p.m. the Board reconvened in open session and on Friday, March 17, 2006 at 9:05 a.m., Teresa Williams reported that at 2:44 p.m. on Thursday, March 16, 2006, the Board went into Executive Session to discuss personnel matters and/or appointment of public official(s), to confer with legal counsel regarding pending and imminent court action, and to deliberate on cases before the Board.

On Friday, March 17, 2006;

IT WAS MOVED BY LISA KLENKE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD APPROVE THE ADVANCEMENT OF BETSY HOUCHEM TO THE NEXT STEP OF THE PAY RANGE IN RECOGNITION OF SUCCESSFULLY COMPLETING THE INITIAL PROBATIONARY PERIOD. IT WAS FURTHER MOVED THAT THE BOARD APPROVE BETSY HOUCHEM'S CONTINUED EMPLOYMENT AS EXECUTIVE DIRECTOR OF THE OHIO BOARD OF NURSING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Report of Assistant Attorney General

On Thursday, March 16, 2006, the Board received a written report, submitted by AAG Kathy Bockbrader on pending and imminent court actions.

SPECIAL ORDERS

Collect Financial Disclosure Forms

President Krueger reminded Board members to submit their Financial Disclosure Statements (FDS) to Board staff during this meeting and that Board staff will file the forms prior to the filing deadline.

Schedule Board meetings for the year beyond the currently scheduled meetings

The Board members received a calendar to schedule meetings. It was agreed by general consent of the Board to schedule Board meetings for 2008 as follows: January 17-18; March 13-14; May 15-16; July 17-18; September 18-19; and November 19-20-21.

Needs assessment for Board member appointments based upon Board make-up, recommendations to the governor in accordance with policy 4723-B-011

President Krueger asked that Board members who are eligible for reappointment to decide, before the May 2006 Board meeting, whether they wish to seek another term. At the May meeting, the Board will be discussing and considering desired representation for the Board, i.e., geographical areas, practice, etc, in order to make recommendations to the Governor's office for future appointments.

Ms. Krueger referred to the upcoming Nursing Licensure Compact Summit sponsored by NCSBN on July 10, 2006, in Chicago. President Krueger, Ms. Houchen, Holly Fischer and Lisa Ferguson-Ramos plan to attend. Ms. Krueger asked if other Board members were interested in attending the Summit and if a Board member was interested in serving as the next Supervising Member on Disciplinary matters, they may want to attend. Debra Broadnax and Bertha Lovelace stated that they would be interested in attending the Summit. NCSBN is covering the expenses of two representatives from each state to attend.

Selection of Board member Chairs of advisory groups for the period beginning January 1, through December 31 of the following year

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT KATHLEEN DRISCOLL BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT LISA KLENKE BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON CONTINUING EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2006 THROUGH DECEMBER 31, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Open Forum

At 10:00 a.m. on Friday, March 17, 2006, Janice Lanier, ONA, addressed the Board regarding a new collaboration between the members of the Ohio Nurses Association, the Ohio Hospital Association, and the Ohio Organization of Nurse Educators to recommend strategic directions, objectives and tactics that will enhance the profession of nursing. Ms. Lanier distributed a paper describing the new initiative entitled "Nursing in Ohio – Year 2015." The paper addressed assumptions about the predictable future that bear consideration as they create a shared vision for the practice of nursing and delivery of care for the citizens of Ohio. The assumptions were categorized according to the following: Societal/Population Change; Changes in the Labor Force; Technology and Consumerism. Ms. Lanier stated that her purpose in addressing the Board was to make them aware of the initiative and to offer an invitation to join the group at the table at future meetings. Lisa Klenke stated that ONA had asked her to participate, but declined due to a potential conflict of interest, but would be interested in being the Board representative if the Board becomes involved. Judith Brachman asked if consumers would become involved and stated that much of the information being developed for consumers now can be confusing to consumers.

The Board viewed the Channel WLWT-TV investigative report on nurses and drug addiction that included an interview with Ms. Houchen. The Board commended Ms. Houchen for doing a good job.

At 1:30 p.m. on Friday, March 17, 2006, Maria Matzik; Cynthia Fox; Leslie Cordova and Alan Cochrun, Executive Director ACCESS Center, Dayton, addressed the Board. Ms. Matzik spoke to the Board about changing the Nurse Practice Act to allow for individuals who live at home who use life support and require other nursing services to be able to have the services provided by non-licensed individuals under the Medicaid-Waiver program. The Board received Ms. Matzik's written testimony entitled "Living on Life Support: and Other Tales of Wonder." Ms. Matzik read the written testimony and answered questions of the Board. Cynthia Fox addressed the Board on a similar issue and is looking for more options for nursing care for her different needs and for individuals who direct their own care. Leslie Cordova, RCP, who provides care to Ms. Fox, also addressed the Board regarding Ms. Fox's needs in terms of the nursing shortage and the difficulty of finding a nurse who will care for Ms. Fox in her home. Allan Cochrun, Executive Director, ACCESS Center, Dayton, addressed the Board and stated that there needs to be more options. Mr. Cochrun stated the solution may be multi-pronged and did not expect a quick solution, but

believes there was no follow-up from the last Board meeting attended by Ms. Matzik. Mr. Cochrun asked when Ms. Matzik would receive a response.

President Krueger explained that the Board's practice is to discuss Open Forum items later on the agenda, but following discussion, the Board agreed by general consent to discuss their request at this time. The Board agreed that there are many issues that need to be addressed regarding the request and that they probably would not have an answer by the May meeting. Judith Brachman prefers not to discuss the issue in the context of nurses not being knowledgeable, but to view this as there are some consumers who may be able to manage their care independently, but many issues cannot be answered today. Finances need to be separate and the decision for the Board would be made in considering patient safety, not finances. Mary Jean Flossie stated that she believed these issues have to do with Medicaid coverage. Teresa Williams stated she provides this type of nursing care on a daily basis for a consumer living at home.

Following discussion, the Board agreed that there might be an issue related to the regulations governing the Medicaid Waiver Program and reimbursement. Ms. Houchen stated that Board staff will follow-up with the Ohio Department of Jobs and Family Services to discuss the Medicaid Waiver regulations and reimbursement. In addition, she also stated that staff would further research the nursing law and rules regarding nursing delegation and the issues presented. Ms. Houchen stated that there would be Board follow-up from the discussion, and that Board staff would respond to Ms. Matzik and Ms. Fox.

REPORTS FROM BOARD MEMBERS

Board Task Force Reports

Board Task Force on Center for Nursing

Elizabeth Buschmann, Chairperson, highlighted the discussion of the meeting of the Task Force on the Center for Nursing held at noon on Friday, March 17, 2006. The Board received copies of the Task Force January 20, 2006 minutes; a Memorandum regarding the Nursing Rewards Campaign, the workforce survey, and recommendations for the web site; and an e-mail from Jane Mahowald, Executive Director, Ohio League of Nursing, with an attachment regarding a minimum data set for a workforce survey.

Ms. Buschmann reported on the development of the web site for the Ohio Center for Nursing. The Task Force does not believe a site should duplicate what is already available and the objective will be to incorporate the Center for Nursing and the Nursing Rewards web sites. The Nursing Rewards web site name will remain, but may be changed in the future. The staff will review any state requirements for a web site and links. The Task Force also wants to include information on the web site that would be helpful to consumers. The group reviewed questions from the survey that was conducted by the Board. A

suggestion was made to conduct the survey at the same time as renewals, but not this year. Ms. Buschmann thanked Ms. Houchen and the staff for their work on this project. Another meeting of the Task Force is scheduled for Friday, May 19, 2006 at noon.

Board Task Force on Retreat

Board member Teresa Williams highlighted the meeting of the Board Retreat Task Force held at 8:00 a.m. on Friday, March 17, 2006. The Retreat is scheduled for April 18-19, 2006 at the Drury Hotel in Dublin, Ohio. The Retreat will be two working days: On April 18, 2006, from 9:00 a.m. - 4:00 p.m., with the approvals of the CMA Pilot Facilities and CMA Training Programs scheduled at 3:00 p.m. and on April 19, 2006, the Retreat is scheduled from 9:00 a.m. – 4:00 p.m. Teresa Williams confirmed the dates for Board members' hotel reservations.

Board Task Force on APN Practice

Board member and Chair, Debra Broadnax, highlighted the meeting of the Board Task Force on APN Practice that was held at noon on Thursday, March 16, 2006. Ms. Broadnax stated that the charge of the Task Force is to develop a decision model for APN practice. The group reviewed other states' models and agreed to review core competencies used in hospitals and facilities. Ms. Broadnax stated that it was noted that the APN practice areas differ significantly. At the Task Force meeting some participants voiced concerns regarding the time frame for the group meetings. Board staff plan to work with interested parties as the decision making model is drafted, which will facilitate discussions and completion of the work. The next meeting of the Task Force is scheduled for Thursday, May 18, 2006 at noon.

ADVISORY GROUP CHAIR REPORTS

Report of the Advisory Group on Nursing Practice & Education Issues

Kathleen Driscoll, Chairperson, Advisory Group on Nursing Practice and Education Issues highlighted the February meeting. Ms. Driscoll reported that Norma Selders and Cynthia Snyder reviewed the CMA rules for the Advisory Group and that Ms. Selders announced the hiring of new staff. They also reviewed the RN education rules and discussed the relationship between LPNs and RNs in terms of distinctions in practice and nursing judgment versus clinical reasoning. They reviewed the content of refresher courses and discussed critical thinking. They also discussed the use of preceptors in relation to LPNs being preceptors for PN students.

Report of the Advisory Group on Dialysis

Debra Broadnax, Chairperson, Advisory Group on Dialysis highlighted the discussion of the meeting held in February. Ms. Broadnax reported that the group reviewed the laws and rules in terms of changing a TC1 to two years

rather than eighteen months and eliminating the TC2. The current TC3, which is good for six months, would become a TC2. The group had a lengthy discussion on precepting dialysis technicians relating to safety and the preceptor to student ratio. The next meeting, scheduled in April, was canceled because the date conflicted with the Board Retreat.

Report from Board Hospitality Liaison

Kathleen O'Dell, Hospitality Chairperson, reported that the current balance available in the hospitality fund is \$319.13. She reminded Board members that since less money is needed this year, she would only be collecting five dollars instead of ten dollars at each meeting. Board members who want to pay \$30.00 for the year could make checks payable to the Board Operations Manager. Ms. O'Dell noted that this fund is comprised of money given by each Board member and no state dollars are used for the fund.

GOVERNANCE-STRATEGIC PLANNING

IDENTIFICATION OF POTENTIAL RULE CHANGES

Public Rules Hearing on Certified Medication Aides (CMA) Rules – 1:00 PM Wednesday, March 15, 2006 Vern Riffe Center, Room 1960 (19th Floor), 77 South High Street, Columbus, Ohio

The Board received a copy of the public notice announcing that a public hearing will be held at the Vern Riffe Center, 77 South High Street, Columbus, on Wednesday, March 15, 2006 beginning at 1:00 p.m. and continuing until all parties in attendance have had an opportunity to be heard.

The Board is proposing to adopt the following new rules: 4723-27-01, Definitions; 4723-27-02, Standards of safe medication administration by a certified medication aide; 4723-27-03, Delegation of medication administration to Certified Medication Aides; 4723-27-04, Certification as a medication aide; 4723-27-05, Renewal of a medication aide certificate; 4723-27-06, Continuing education requirements; 4723-27-07, Medication aide training programs; 4723-27-08, Standard minimum curriculum for medication aide programs; 4723-27-09, Disciplinary actions against certified medication aides; investigations; 4723-27-10, Fees; 4723-27-11, Medication aide pilot program; 4723-27-12, Pilot program application; 4723-27-13, Utilization of certified medication aides by pilot program participants; and 4723-27-14, Pilot program data reporting and evaluation.

Consideration of comments from Rules Hearing on CMAs Thursday, March 16, 2006

On Thursday, March 16, 2006, Cynthia Snyder submitted to the Board a memo that contained proposed revisions to the proposed rules based upon written and oral comments received by the Board. Revisions were recommended for the following rules: 4723-27-02; 4723-27-03; 4723-27-05; 4723-27-08; 4723-27-09; and 4723-27-13.

IT WAS MOVED BY LISA KLENKE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Response to Rules Hearing on CMAs

Following discussion and review, the Board members voted to revise the following proposed new rules: 4723-27-02(E)(2) and (H); 4723-27-03(K)(10); 4723-27-05(F)(2) and (G)(2); 4723-27-08(B)(3) and 4723-27-1 (B)(10).

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD APPROVE RULES 4723-27-01 THROUGH 4723-27-14 OF THE ADMINISTRATIVE CODE, AS ORIGINALLY FILED OR AS AMENDED, AND AUTHORIZE BOARD STAFF TO TAKE THE NECESSARY ACTION THROUGH THE JOINT COMMITTEE ON AGENCY RULE REVIEW TO MAKE THE RULES EFFECTIVE NO LATER THAN MAY 1, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

TBR Rules for OAC Chapter 8 and Chapter 9 – Final Filing

Staff member Cynthia Snyder noted that certain rules from OAC Chapters 4723-8 and 4723-9 were ready to be submitted to JCARR for final filing.

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD APPROVE THE FINAL FILING OF RULES 4723-8-01, 4723-8-02, 4723-8-05, 4723-9-02 AND 4723-9-09 OF THE ADMINISTRATIVE CODE, THAT WERE FILED BY BOARD STAFF ON JANUARY 30, 2006, TO MAKE THE RULES EFFECTIVE APRIL 1, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Internal & external environment to support effective dialogue, respect, trust, and organizational growth (communication-analyze current communication; strategies-determine need for change) Monitor activities of Board units to assure appropriate processes are in place and implemented

EXTERNAL COMMUNICATIONS

NCSBN Vision Paper Draft: The Future Regulation of Advanced Practice Nursing

The Board received a written memo with an attachment entitled draft Vision Paper: The Future Regulation of Advanced Practice Nursing, that was recently released by the National Council of State Boards of Nursing (NCSBN) and an accompanying document prepared by Sue Milne that summarized the significant issues contained in the draft Vision Paper. These issues include the role and title of the clinical nurse specialist, and the regulation of graduate education programs leading to advanced practice

certification. The draft Vision Paper was discussed at the NCSBN Mid-Year Meeting attended by Debra Broadnax and Sue Milne. The draft Vision Paper has, in general, caused concern to some of Ohio's nursing licensees. This has prompted a number of telephone calls and emails to the Board by Advanced Practice Nurses and educators expressing their concern with the plans that are set forth in the draft NCSBN document.

Board member Debra Broadnax reported that the paper sparked a lively conversation at the Mid-Year meeting. She reported that it is unclear what direction this will be going and that there is no proposal coming from NCSBN at this time. She indicated that perhaps a resolution to explore and analyze the paper might be made at Delegate Assembly. Susan Milne stated that March 30, 2006 is the deadline for responses on the paper from state boards to NCSBN. The NCSBN Advisory Panel meets again on April 10, 2006 to discuss taking the paper to the NCSBN Delegate Assembly for adoption.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY J. JANE MCFEE, THAT DISCUSSION CONTINUE FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The Board discussed concerns about the fast timeline and the apparent lack of involvement by many stakeholders in the development of the draft Vision Paper. Ms. Broadnax suggested that NCSBN give more time to the member boards to review the implications and the law changes that would be required. Ms. Milne suggested that NCSBN conduct an in-depth analysis of the consequences on member boards noting that the APN plan ties into the states being part of the multi-state licensure compact. Judith Brachman suggested asking how this change would improve patient care and safety, as it is not addressed in the draft Vision Paper. Sue Milne suggested including how the proposal compares to current Ohio law requirements. The Board agreed and requested that Board staff send a letter to the NCSBN reflecting the concerns and issues discussed.

Board Governance/Planning

Review Governance Survey Results

The Board members received the survey results of the Board member evaluations. President Krueger stated that items were added to the Board Retreat agenda based on suggestions on the survey.

Strategic Plan –evaluation; reorganization

The Board received a written memo and a table evaluating the outcome measures of the Strategic Plan submitted by Betsy Houchen. The strategic plan will be discussed during the retreat.

APPROVALS
Nursing Education Programs
New Program Approvals

Sandusky Career Center, PN Program, Sandusky

The Board received and reviewed the report of a survey visit conducted by Norma Selders and Kathleen Hill on March 8, 2006, for the proposed Sandusky Career Center, PN Program, Sandusky. 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. Following review and discussion;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE SANDUSKY CAREER CENTER OF SANDUSKY CITY SCHOOLS PN PROGRAM, SANDUSKY EFFECTIVE MARCH 16, 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 MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JANET L. BOECKMAN ABSTAINED.

Great Oaks High School Program of Practical Nursing, Scarlet Oaks Campus, Cincinnati

The Board received and reviewed the report of a survey visit conducted by Kathleen Hill on March 10, 2006, for the proposed Great Oaks High School Program of Practical Nursing, Scarlet Oaks Campus, Cincinnati. 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. Ms. Hill acknowledged representatives Lina Nichols, RN, MSN, Nursing Program Administrator; Art Ftacnik, Adult Education Supervisor and Dr. Robin White, President/CEO who were present to observe. Following review and discussion;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ELIZABETH BUSCHMANN, THAT THE OHIO BOARD OF NURSING GRANT CONDITIONAL APPROVAL TO THE GREAT OAKS HIGH SCHOOL PN PROGRAM IN CONJUNCTION WITH THE CINCINNATI PUBLIC SCHOOLS BOARD OF EDUCATION EFFECTIVE MARCH 16, 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 PRESENT.

DETERMINATION OF PROGRAM APPROVAL STATUS

COLUMBUS PUBLIC SCHOOLS, PRACTICAL NURSING PROGRAM, COLUMBUS

The Board received a written memo providing a brief history of the provisional status of the Columbus Public Schools, Practical Nursing Program, Columbus. It was recommended that Columbus Public Schools, Practical Nursing Program be changed from provisional approval status to full approval status. The Board reviewed the information provided to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE COLUMBUS PUBLIC SCHOOLS, PRACTICAL NURSING PROGRAM, COLUMBUS, BE RESTORED TO FULL APPROVAL EFFECTIVE MARCH 16, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

University of Toledo College of Health and Human Services AD Nursing Program, Toledo

The Board received a written memo regarding the University of Toledo College of Health and Human Services AD Nursing Program, Toledo, which was placed on provisional approval due to low NCLEX scores for two consecutive years. It was recommended at this time to change the Provisional Approval to Full Approval. Following review;

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY BERTHA LOVELACE, THAT THE UNIVERSITY OF TOLEDO COLLEGE OF HEALTH AND HUMAN SERVICES AD NURSING PROGRAM, TOLEDO, BE GRANTED FULL APPROVAL EFFECTIVE MARCH 16, 2006 IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED.

LICENSEES/CERTIFICATE HOLDERS RNS

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING JANUARY 1, 2006 THROUGH FEBRUARY 28, 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 PRESENT. TERESA WILLIAMS ABSTAINED ON RN-322855, SAMANTHA HUGHES.

LPNS

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING JANUARY 1, 2006 THROUGH FEBRUARY 28, 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 PRESENT.

**ADVANCED PRACTICE NURSES
CERTIFICATES OF AUTHORITY (COA'S)**

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED JANUARY 1, 2006 THROUGH FEBRUARY 28, 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 UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CERTIFICATES TO PRESCRIBE (CTP & CTP EXTERNSHIP)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED JANUARY 1, 2006 THROUGH FEBRUARY 28, 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 PRESENT.

OCDTs

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED JANUARY 1, 2006 THROUGH FEBRUARY 28, 2006 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTS) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

CMAs

The Board received a written memorandum submitted by Lisa Emrich regarding the "Certified Medication Aide Pilot Program (Pilot Program): Approval of Nursing Homes and Residential Care Facilities to Participate" which included, as of the date of the memorandum, the completed applications from eleven (11) nursing homes and two (2) residential care facilities seeking approval for Pilot Program participation. Since the date of the memorandum, two (2) additional nursing home applications and four (4) additional residential care facility applications were received. Ms. Emrich introduced new staff member Lesleigh Halliburton, RN, MS, CMA Coordinator. Ms. Emrich highlighted the memo explaining the review process as follows. All applications received were reviewed by staff and determined to be complete. Facilities are not required to submit fees until they are notified of approval. The Board may select up to 80 nursing homes and 40 residential care facilities to participate in the Pilot Program. In accordance with Section 4723.63(C)(2), ORC, a nursing home is eligible to participate in the Pilot Program only if the Ohio Department of Health (ODH) has found in the two most recent surveys or inspections of the home that the home is free from deficiencies related to the administration of medication. A residential care facility is eligible to participate only if ODH has found that the facility is free from deficiencies related to the provision of skilled nursing care and the administration of medication. In addition to the criteria set forth above, Rule 4723-27-11(H), OAC, states the Board may consider the following factors in selecting nursing homes and residential care facilities to participate in the Pilot Program: geographic location; number of licensed beds; number of years facility has been licensed; compliance and safety history as evidenced by the survey reports submitted by the applicants; whether or not a residential care facility is affiliated with a nursing home through common corporate ownership, shared physical facilities, or other means; whether or not a nursing home or residential care facility is owned by an individual or entity that owns or operates additional nursing homes or residential care facilities; date on which the application is received by the Board; and any other factors determined appropriate by the Board. In addition to the cover memorandum, attached were two separate charts summarizing information submitted on the application by the nursing homes and residential care facilities that were received as of the date of the memorandum. Hardcopies of the facility applications were provided to the Board members for their review so that Board members would have complete information for their consideration. Ms. Emrich distributed a document outlining the eligibility criteria and the Board's discretionary factors, and an updated chart that included all applications reviewed at this meeting. Following review and discussion;

Pilot Facilities: Nursing Homes

The Home at Hearth Stone: Nursing Home

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE THE HOME AT HEARTH STONE OF HAMILTON, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. LISA KLENKE AND JUDITH BRACHMAN OPPOSED.

Smithville Western Care Center: Nursing Home

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING FIND THAT SMITHVILLE WESTERN CARE CENTER OF WOOSTER, A NURSING HOME, 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 PRESENT.

The Residence at Garden Gate: Nursing Home

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING APPROVE THE RESIDENCE AT GARDEN GATE OF CINCINNATI, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN AND BERTHA LOVELACE OPPOSED.

East Galbraith Health Care Center: Nursing Home

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING APPROVE EAST GALBRAITH HEALTH CARE CENTER OF CINCINNATI AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION WAS DEFEATED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. ELIZABETH BUSCHMANN, BERTHA LOVELACE, LISA KLENKE, KATHLEEN DRISCOLL, CYNTHIA KRUEGER, DEBRA BROADNAX, J. JANE MCFEE AND JUDITH BRACHMAN OPPOSED. BOARD MEMBERS STATED CONCERN WITH DEFICIENCIES CONSISTING OF CARE OF RESIDENT PRESSURE SORES AND THAT DOCTOR'S ORDERS WERE NOT FOLLOWED FOR THE FEEDING OF RESIDENTS.

St. Catherine's Care Center: Nursing Home

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING APPROVE ST. CATHERINE'S CARE CENTER OF WASHINGTON COURT HOUSE, OHIO AS A NURSING HOME MEDICATION AIDE PILOT PROGRAM PARTICIPANT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Glen Meadows: Nursing Home

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE GLEN MEADOWS OF HAMILTON, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED.

The Residence at Salem Woods: Nursing Home

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING FIND THAT THE RESIDENCE AT SALEM WOODS: NURSING HOME, 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 PRESENT.

Sidney Care Center: Nursing Home

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD OF NURSING APPROVE SIDNEY CARE CENTER OF SIDNEY, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN, CYNTHIA KRUEGER AND LISA KLENKE OPPOSED.

Wellington Manor: Nursing Home

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE WELLINGTON MANOR OF HAMILTON, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED.

Franklin Ridge: Nursing Home

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD OF NURSING DISAPPROVE FRANKLIN RIDGE OF FRANKLIN, OHIO AS A NURSING HOME PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM, BASED ON THE NURSING HOME WAS CITED ON NOT MEETING THE REQUIREMENT OF PROVIDING ON-SITE NURSING FOR 0.2 HOURS PER DAY AND ITS FAILURE TO RECTIFY THE ISSUE WITH PLANS TO REQUEST A WAIVER FROM THE 0.2 HOURS PER DAY REQUIREMENT OF ON-SITE NURSING AND HOW THIS WOULD IMPACT NURSING DELEGATION REQUIRED FOR THE ADMINISTRATION OF MEDICATIONS BY CERTIFIED MEDICATION AIDES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Clermont Nursing Care Center: Nursing Home

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING FIND THAT THE CLERMONT NURSING CARE CENTER: A NURSING HOME, 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 PRESENT.

Anchor Lodge Nursing Home: Nursing Home

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD OF NURSING APPROVE ANCHOR LODGE NURSING HOME OF LORAIN, OHIO AS A NURSING HOME FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN, J. JANE MCFEE, KATHLEEN O'DELL, AND MARY JEAN FLOSSIE OPPOSED. TERESA WILLIAMS ABSTAINED.

Three Rivers Nursing Rehab Center of Cincinnati: Nursing Home

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD OF NURSING APPROVE THE THREE RIVERS NURSING REHAB CENTER OF CINCINNATI, AS A NURSING HOME FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION WAS DEFEATED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE, ELIZABETH BUSCHMANN, LISA KLENKE, KATHLEEN DRISCOLL, CYNTHIA KRUEGER, TERESA WILLIAMS, DEBRA BROADNAX, J. JANE MCFEE, JUDITH BRACHMAN, AND KATHLEEN O'DELL OPPOSED. BOARD

MEMBERS STATED CONCERNS ABOUT DEFICIENCIES RELATED TO PRESSURE SORES, FALLS, NURSING ASSESSMENTS, RESIDENT SIGNIFICANT WEIGHT LOSS, AND THAT PERI-CARE PROVIDED BY STATE TRAINED NURSE AIDES WAS NOT ACCORDING TO POLICIES.

Pilot Facilities: Residential Care Facilities

St. Leonard: Residential Care Facility

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD OF NURSING APPROVE ST. LEONARD, SENIOR LIVING COMMUNITY OF CENTERVILLE, OHIO AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING RESCIND THE PREVIOUS MOTION TO APPROVE ST. LEONARD, SENIOR LIVING COMMUNITY OF CENTERVILLE APPROVAL ON THE BASIS THAT THE APPLICATION IS NOT SIGNED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BOARD OF NURSING APPROVE ST. LEONARD, SENIOR LIVING COMMUNITY OF CENTERVILLE, OHIO AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM BASED ON THE CONDITION THAT ST. LEONARD SUBMIT, WITHIN TEN BUSINESS DAYS OF THE MAILING OF THE BOARD'S NOTICE TO THE FACILITY ADMINISTRATOR OF THE CONDITIONAL APPROVAL A SIGNED APPLICATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Wayne Manor Assisted Living: Residential Care Facility

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE WAYNE MANOR ASSISTED LIVING OF WOOSTER, OHIO AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Anchor Lodge Retirement Village: Residential Care Facility

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING APPROVE ANCHOR LODGE RETIREMENT VILLAGE OF LORAIN, OHIO AS A RESIDENTIAL CARE

FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. TERESA WILLIAMS ABSTAINED.

Arden Courts of Kenwood: Residential Care Facility

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING FIND THAT ARDEN COURTS OF KENWOOD, A RESIDENTIAL CARE FACILITY, 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 FACILITY THAT THE FACILITY IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION OR THE PROVISION OF SKILLED NURSING CARE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Arden Courts of Westlake: Residential Care Facility

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING APPROVE ARDEN COURTS OF WESTLAKE AS A RESIDENTIAL CARE FACILITY PARTICIPANT IN THE MEDICATION AIDE PILOT PROGRAM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED. JUDITH BRACHMAN OPPOSED.

Arden Courts Chagrin Falls: Residential Care Facility

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY J. JANE MCFEE, THAT THE BOARD OF NURSING FIND THAT ARDEN COURTS CHAGRIN FALLS: A RESIDENTIAL CARE FACILITY, 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 FACILITY THAT THE FACILITY IS NOT FREE FROM DEFICIENCIES RELATED TO THE ADMINISTRATION OF MEDICATION OR THE PROVISION OF SKILLED NURSING CARE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

ADJUDICATION

NOTICES OF OPPORTUNITY

On Friday, March 17, 2006, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY LISA KLENKE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: ELLINGTON, RODERICK, P.N. 094379 (CASE #05-0205); GRIFFIN-

LINDSAY, KATIE, B. R.N. 256501 (CASE #03-0309); MOULDER, LISA, M. R.N. 211109 (CASE #04-2043); BOWMAN, KIM, J. P.N. 044235 (CASE #05-1921); BROWN, KATHEY, A P.N. 103560 (CASE #05-0709); CATHIS, LAUREN, E R.N. 217548 (CASE #04-0180); COUNCE (CRAVEN), ALBERTA, C. P.N. 074937 (CASE #04-2450); DURBIN, CHRISTINA, M. R.N. 255669 (CASE #05-2821); HERBST, DEBORAH, P.N. 039106 (CASE #04-2739); LESTER, MICHELLE, E. P.N. 080533 (CASE #04-2976); LOUKACH, LARISSA, L. R.N. 294256 (CASE #04-2346); PERRY, DAWN, R. R.N. 299361 (CASE #05-2137); QUICK, HEATHER, J. P.N. 102342 (CASE #05-3510); RICKEY, WILLIAM, A. R.N. 174408 (CASE #05-2394); STEVENSON, SANDRA, L. R.N. 274178 (CASE #01-0899); EVANS, DONNA, E. P.N. 096793 (CASE #04-1189); HANISH, AMY, J. P.N. 106256 (CASE #05-0614); HARRIS, KATRINA, D. P.N. 090233 (CASE #06-0171); HATTON, SHERRI, M. P.N. 093716 (CASE #04-1258); MORRIS, RHONDA, L. P.N. 109908 (CASE #04-2893); STUCHAL, ANGELA, M. P.N. 114624 (CASE #05-0841); FAFATA, DORIS, I R.N. 266620 (CASE #05-3109); GILLES, MADOLYN, J. P.N. 084351 (CASE #05-1456); OSBORNE, CHRISTOPHER, A. P.N. 113852 (CASE #04-2354); BOGGS, JENNIFER, J. P.N. ENDORSE (CASE #05-1886); JACKSON, AND LATASHIA, M. P.N. ENDORSE (CASE #05-2401). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED ON ALL CASES. ANNE BARNETT WAS ABSENT.

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

NOTICES OF IMMEDIATE SUSPENSIONS AND OPPORTUNITY FOR HEARING

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: CAMPSEY, JAMES, M. R.N. 198635 (CASE #04-2290); COATES, MONIQUE, P.N. 114115 (CASE #05-3492); FREEMAN, MELISSA, S. P.N. 099540 (CASE #05-2555); HAINES, JOHN, E. R.N. 311321 (CASE #05-1542); JONES, SUE, A. P.N. 059223 (CASE #05-2560); MC ELROY, JEFF, W R.N. 250454 (CASE #05-3536); NEUMANN, DEBORAH, L. R.N. 148551 (CASE #05-2941); SCHUH, AMY, M. R.N. 292845 (CASE #05-2814); WEBSTER, ANGELA, E P.N. 103818 (CASE #05-1650); MCAVENA, CHERYL, D. R.N. 230169 (CASE #05-1239); SHANER, THERESA , M. P.N. 110482 (CASE #05-1660); HELTON, JENNIFER, L. P.N. 102807 (CASE #05-2673); HOUSTON, SANDRA, L. P.N. 079003 (CASE #05-2518); KOLESAR, DAVID, J. P.N. 113599 (CASE #06-0122); LINDSEY, KARIN, C. R.N. 295903 (CASE #05-0930); GILL , PAMELA, L. R.N. 216930 (CASE #05-3185); JOHNSON, AMY, M. P.N. 106280 (CASE #06-0247); O'DANIEL, VICKI, S. R.N. 288239 (CASE #05-2619); SHECK, ROBERTA, L. R.N. 169250 (CASE #03-1141); WILLIS, JACQUELYN, A. P.N. 115999 (CASE #06-0115); ADAMS, TAMMY, R. R.N. 298427 (CASE #05-2762); AND MORGAN, SCOTT, R. P.N.

095855 (CASE #04-0563). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED ON ALL CASES. ANNE BARNETT WAS ABSENT.

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

NOTICES OF AUTOMATIC SUSPENSIONS AND OPPORTUNITY FOR HEARING

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD ISSUE A NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASE(S): SLY, MARY, K. R.N. 266780 (CASE #06-0600); TAYLOR, SHERRY, M. P.N. 101167 (CASE #06-0602); WALTER, ROSE, M. R.N. 278773 (CASE #06-0562); WILAND, CHANDLER, R.N. 317640 (CASE #06-0601); GRASSMAN, JACQUALIN, L. R.N. 190815 (CASE #06-0588); WALTER, LORI, A. R.N. 281338 (CASE #06-0655); MANES, JACKIE, L. R.N. 241267 (CASE #06-0607); TORRES, MICHELE, L. P.N. 101239 (CASE #06-0258); AND JONES, SUSAN, L. P.N. 102503 (CASE #06-0603). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED ON ALL CASES. ANNE BARNETT WAS ABSENT.

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

NOTICES OF SUMMARY SUSPENSIONS AND OPPORTUNITY FOR HEARING

COBLE, SARAH, R. R.N. 290703 (CASE #05-2121)

IT WAS MOVED BY LISA KLENKE, SECONDED BY MARY JEAN FLOSSIE, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY SARAH COBLE, RN 290703, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, IT WAS MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, FEBRUARY 7, 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED. BERTHA LOVELACE ABSTAINED. ANNE BARNETT WAS ABSENT.

A complete copy of the Notice of Summary Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the March 2006 Board meeting.

NICHOLS, SHERRIN, L P.N. 067906 (CASE #05-2920)

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY NICHOLS SHERRIN, PN 067906, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, IT WAS MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, JANUARY 23, 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED. BERTHA LOVELACE ABSTAINED. ANNE BARNETT WAS ABSENT.

A complete copy of the Notice of Summary Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the March 2006 Board meeting.

SURRENDERS

PERMANENT VOLUNTARY SURRENDERS

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING CASE(S): CLARK, DANA, L. P.N. 090751 (CASE #05-3364); OBASI, ESPERANZA, M. R.N. 311606 (CASE #05-3213); BUCHMAN, JACQUELYN, A. R.N. 209934 (CASE #05-2274); DYER, ELLEN, R. P.N. 072866 (CASE #04-0328); PETRIE, AMY, E P.N. 101385 (CASE #05-0483); DENNIS, JESSICA, L P.N. 102457 (CASE #05-2979); IGNIZIO, VINCENT, T. P.N. 079730 (CASE #06-0022); MATTHEW, REENA, R.N. 322484 (CASE #05-3196); LAX (HEARN), JAMI, M. R.N. 322326 (CASE #06-0446); SVOBODA, JUDY, L. P.N. 067697 (CASE #04-2758); AND LAWRENCE, LARRY, D.T. 00843 (CASE #05-1044(B)). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED ON THE CASE OF OBASI, ESPERANZA, M. R.N. 311606 (CASE #05-3213). BERTHA LOVELACE ABSTAINED ON ALL CASES. ANNE BARNETT WAS ABSENT.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the March 2006 Board meeting.

VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING CASE(S): OSBORN, JEANNA, M. R.N. NCLEX (CASE #04-3031).

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED. ANNE BARNETT WAS ABSENT.

VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING CASE(S): LAMAR, STEPHANIE, D. P.N. ENDORSE (CASE #05-3309). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED. ANNE BARNETT WAS ABSENT.

VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION

IT WAS MOVED BY JANET L. BOECKMAN, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING CASE(S): FUSON, POLLY, K R.N. ENDORSE (CASE #05-3365). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED. ANNE BARNETT WAS ABSENT.

CONSENT AGREEMENTS

On Friday, March 17, 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: BALDWIN, VERONICA, L. P.N. 111544 (CASE #04-0649); CARTER, ROBIN, L. R.N. 303395 (CASE #05-2476); GABOR, MARK, J. R.N. 172881 (CASE #05-0241); JONES, ANGELA, J P.N. 109615 (CASE #05-3138); KLINE, MARIA, S R.N. 246138 (CASE #04-0043); KRETA, DEBORAH, L. P.N. 101185 (CASE #03-0085); LOWE, TROY, P. P.N. 101187 (CASE #04-2109); POTTS, PATRICIA, A. R.N. 179192 (CASE #05-1359); CLAY, BEVERLY, A. P.N. NCLEX (CASE #05-2993); GOODALL, SHARON, L. R.N. 138515 (CASE #03-0748); OLIVER-SPIVA, ANITA, M. P.N. 086563 (CASE #06-0132); OSSA, ELIZABETH, A. P.N. 099291 (CASE #04-0436); TOOHIG, SUSAN, E. R.N. 139142 (CASE #06-0168); ABRAMS, GREGORY, L P.N. NCLEX (CASE #05-3050); CONNER, LORI, R.N. 188516 (CASE #05-2996); FELLHAUER, FAELYN, S R.N. 278708 (CASE #03-1596); FERRANTI, DEBORAH, A. R.N. 253367 (CASE #04-2512); HIDO, KARL, J. P.N. 098521 (CASE #06-0136); SPRAGG, ABBEY, D. P.N. 113565 (CASE #05-0826); STANSFIELD, PATRICIA, A. R.N. 168010 (CASE #06-0261); WEBER, VIRGINIA, A R.N. 258587 (CASE #05-3478); YATES, JANICE, M. R.N. 122219 (CASE #05-0384); FOX, KAREN, S. R.N. 143454 (CASE #05-2424); STENGER, JOANN, M. P.N. 032684 (CASE #05-3235); BARGER, CARRIE, A P.N. 109480 (CASE #05-3111); BARNES,

KIM, D.T. APPLICANT (CASE #05-3476); BARRETT, CHRISTINA, M R.N. NCLEX (CASE #05-3343); BROOKS, CHRISTY, J. R.N. 292485 (CASE #06-0335); CARNEY, NANCY, J. R.N. 125557 (CASE #05-2954); RICHEY, BONNIE , S. R.N. 171147 (CASE #05-2938); RIPLEY, AMI, J. R.N. 296294 (CASE #05-0146); YODER, HILARY, M. P.N. 104051 (CASE #05-0878); BOONE, PATRICIA, J R.N. 196607 (CASE #03-2220); HOLLY, CHARMAINE, E P.N. 095335 (CASE #03-1818); KING, KAREN, M. R.N. 216845 (CASE #96-0011); KLINE, DEBORAH, K. R.N. 116626 (CASE #04-0340); MAXSON, LAUREL, J R.N. 257234 (CASE #05-2919); REYNOLDS, DEBORAH, J. P.N. 075719 (CASE #05-1630); SHIVELEY, LISA, L. R.N. 178619 (CASE #05-3358); SHOE, JESSICA, J P.N. 109925 (CASE #03-1245); HUGHES, GARRETT, P R.N. 274365 (CASE #03-1822); SCHNELL, LINDA, A. R.N. 137085 (CASE #05-1612); FRAZIER, HEIDI, A. P.N. 098895 (CASE #04-0503); RICHARDSON, ANNE, R.N. 238311 (CASE #03-1492); KROPKA , KELLY, J. P.N. 106506 (CASE #05-0515); MEHLS, ELIZABETH, D. R.N. 285296 (CASE #06-0484); NEW, RACHEL, A P.N. 103679 (CASE #03-1889); BROWN, JENNIFER, D. P.N. 105323 (CASE #02-0822); HOLYCROSS, MELANIE , K. P.N. 087164 (CASE #03-1672); ELLIS, LACY, R. R.N. ENDORSE (CASE #05-1402); HENKEL, JODI, L. R.N. 231960 (CASE #05-1761); HICKS, DEBORAH, L. P.N. 067948 (CASE #05-0652); ADAMS, KATHIE, A. P.N. 103348 (CASE #04-0273); PIERSON, ANNE, C. R.N. 207980 (CASE #05-0837); STANLEY, HOLLY, E. R.N. 314403 (CASE #05-3395); SWAIN-POLLARD, MARY, E. P.N. 121676 (CASE #06-0478); ILIANO (VERDI), LAURA, P.N. 106950 (CASE #04-2508); VULTAGGIO, DOROTHY, J. P.N. 072982 (CASE #06-0260); ZIDEK, CHRISTINE, A. R.N. 250695 (CASE #05-0663); BENTON, JENNIFER, E. R.N. 286171 (CASE #05-0771); DENNIS, MISTY, D. P.N. NCLEX (CASE #06-0066); HARLAN, WYOMIA, C. P.N. NCLEX (CASE #06-0027); HEMBREE, LARISSA, L R.N. 264699 (CASE #03-1477); MOSS, MICHELLE, R. R.N. 315429 (CASE #05-3335); SHROADES, JULIE, A. R.N. 260925 (CASE #06-0458); STOLLER, CARRIE, A. R.N. 270897 (CASE #06-0532); CALDWELL, TERRY, L. R.N. 186452 (CASE #05-2341); DONAHUE, PATRICIA, S. P.N. 070512 (CASE #04-0669); DUNBAR, CYNTHIA, A. R.N. 196574 (CASE #05-2531); FLACK, MELISSA , A. R.N. 272051 (CASE #05-3079); FUERST, ROGER, L. R.N. 257774 (CASE #05-2271); GOLDEN, CHINIQUA , L. P.N. 105767 (CASE #05-0062); KOZAK, WENDY, S. R.N. 280133 (CASE #04-2947); MANN, MARY, F. P.N. 084311 (CASE #04-2261); TAYLOR-MILLER, TWONIA, K. R.N. NCLEX (CASE #06-0080); MORGAN, DEIDRE, D. R.N. 289306 (CASE #03-0783); DAUGHERTY, MILLIE, M. P.N. 017233 (CASE #04-2676); QUINN, MARCY, L. R.N. 239512 (CASE #05-3236); BUSBY-BROWN, LAURA, P.N. 093093 (CASE #05-0094); BURKE, JUDITH, E. R.N. 137505 (CASE #05-1212); CLARK, SANDRA, E. R.N. 158718 (CASE #04-1952); FREDERICK, WENDI, G. R.N. 285677 (CASE #04-1162); FRYE, PATRICIA, G. P.N. 113375 (CASE #05-0307); JONES, NICOLE, M. R.N. 308651 (CASE #05-0828); LOMBARDI, TONYA, L R.N. 253120 (CASE #05-3129); MOSER, SHEILA, JOAN R.N. 196505 (CASE #03-

1478); SALAS, LEE ANN, P.N. 100100 (CASE #03-0936); PAVKOV, CYNTHIA, L P.N. 079968 (CASE #03-1756); MEYER, DIANE, A. P.N. 086442 (CASE #04-2447); MCCONAHAY, LEANNE, E. R.N. 278163 (CASE #05-1125); MULLHALL, PATTIE, C. R.N. 268503 (CASE #05-1532); HOLLAND, DELORES, E R.N. 261167 (CASE #05-3122); MADDOX, REGINA, R.N. 280975 (CASE #06-0259); RAMIRO, CHRISTOPHER, A. P.N. ENDORSE (CASE #05-0626); SZABO, JENNIFER, A. P.N. NCLEX (CASE #06-0079); MORGAN, SAMANTHA, R.N. 289431 (CASE #05-1015); TARNOR, HEATHER, M. P.N. NCLEX (CASE #06-0046); WILLS, DAVID, D. P.N. 084198 (CASE #06-0534); AND PRECHTL, RONDA, L. R.N. 267535 (CASE #05-0584). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: GABOR, MARK, J. R.N. 172881 (CASE #05-0241); JONES, ANGELA, J P.N. 109615 (CASE #05-3138); WEBER, VIRGINIA, A R.N. 258587 (CASE #05-3478); YATES, JANICE, M. R.N. 122219 (CASE #05-0384); HOLLY, CHARMAINE, E P.N. 095335 (CASE #03-1818); NEW, RACHEL, A P.N. 103679 (CASE #03-1889); HOLYCROSS, MELANIE, K. P.N. 087164 (CASE #03-1672); ELLIS, LACY, R. R.N. ENDORSE (CASE #05-1402); QUINN, MARCY, L. R.N. 239512 (CASE #05-3236); FRYE, PATRICIA, G. P.N. 113375 (CASE #05-0307); MULLHALL, PATTIE, C. R.N. 268503 (CASE #05-1532); HOLLAND, DELORES, E R.N. 261167 (CASE #05-3122) AND TARNOR, HEATHER, M. P.N. NCLEX (CASE #06-0046). KATHLEEN DRISCOLL OPPOSED ON THE FOLLOWING CASES: REYNOLDS, DEBORAH, J. P.N. 075719 (CASE #05-1630) AND HICKS, DEBORAH, L. P.N. 067948 (CASE #05-0652). ELIZABETH BUSCHMANN ABSTAINED ON THE FOLLOWING CASE: FELLHAUER, FAELYN, S R.N. 278708 (CASE #03-1596) AND OPPOSED ON THE FOLLOWING CASE(S): REYNOLDS, DEBORAH, J. P.N. 075719 (CASE #05-1630) AND FRYE, PATRICIA, G. P.N. 113375 (CASE #05-0307). DEBRA BROADNAX OPPOSED ON THE FOLLOWING CASE: HOLLAND, DELORES, E. R.N. 261167 (CASE #05-3122). BERTHA LOVELACE ABSTAINED ON ALL CASES. ANNE BARNETT WAS ABSENT.

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

HEARING EXAMINER REPORT & RECOMMENDATIONS

JACKSON, MARK, A. P.N. 073366 (CASE #04-0288)

On Friday, March 17, 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 Jackson, Mark, A. P.N. 073366 (Case #04-0288); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation;

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY MARY JEAN FLOSSIE, THAT IN THE MATTER OF MARK JACKSON, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR PERMANENT REVOCATION AND THAT MARK JACKSON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MARK JACKSON TO SURRENDER HIS LICENSED PRACTICAL NURSING LICENSE 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 17th DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

ORAFU, IJEOMA, O. R.N. 261439 (CASE #05-0389)
Attorney representing IJ Orafu Tiggs regarding Hearing Officer's Report & Recommendation 1:30 PM Thursday, March 16, 2006

On Thursday, March 16, 2006 Attorney Robert Angell addressed the Board regarding the Hearing Officer's Report and Recommendation, in the case of IJ Orafu Tiggs. Ms. Tiggs also addressed the Board in regard to her case. AAG PR Casey, JD, addressed the Board members with a rebuttal to the objections to the Hearing Officer's Report & Recommendation in the case of IJ Orafu Tiggs for the Board's deliberations.

On Friday, March 17, 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 Orafu, Ijeoma RN 261439 (Case #05-0389); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY J. JANE MCFEE, THAT IN THE MATTER OF IJEOMA ORAFU, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND THAT IJEOMA ORAFU TIGG'S 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 THAT THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. ORAFU TIGGS SHALL BE PERMANENTLY RESTRICTED FROM PRACTICING IN DIRECT PATIENT CARE, SUPERVISION OF DIRECT PATIENT CARE, AND SUPERVISORY ROLES. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE MITIGATING FACTORS PRESENTED IN TESTIMONY AND EVIDENCE OF HER VALUE TO THE NURSING PROFESSION. HOWEVER, THE BOARD HAS DETERMINED IN ITS EXPERTISE THAT IN ORDER TO PROTECT THE PUBLIC MS. ORAFU TIGGS SHOULD BE PERMANENTLY RESTRICTED FROM DIRECT PATIENT CARE BASED UPON MS. TIGGS' DEMONSTRATED LACK OF ATTENTION TO DETAIL AND VIOLATIONS OF RESTRICTIONS PLACED ON HER LICENSE.

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.

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

REINSTATEMENT CONDITIONS

MS ORAFU SHALL COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

MS. ORAFU SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: TEN (10) HOURS OF ETHICS; TEN (10) HOURS OF PROFESSIONAL RESPONSIBILITY; TEN (10) HOURS OF CRITICAL THINKING; AND SIX (6) HOURS OF EFFECTIVE COMMUNICATION.

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

MS. ORAFU 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. ORAFU 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.

FOLLOWING REINSTATEMENT, MS. ORAFU SHALL BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE/PRACTICE RESTRICTIONS:

PERMANENT LICENSURE/PRACTICE RESTRICTIONS

MS. ORAFU IS PROHIBITED FROM ENGAGING IN NURSING PRACTICE AND/OR WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED THAT INVOLVES DIRECT, HANDS-ON PATIENT CARE OR MANAGEMENT AND SUPERVISION OF DIRECT, HANDS-ON PATIENT CARE.

MS. ORAFU IS PROHIBITED FROM ENGAGING IN NURSING PRACTICE AND OR WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED: (1) FOR HOME HEALTH/HOME CARE AGENCIES/PROVIDERS AND HOSPICE CARE AGENCIES/PROVIDERS; (2) FOR STAFFING AGENCIES OR POOLS; (3) 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 (4) FOR AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO DIRECTLY ENGAGE MS. ORAFU TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

PRIOR TO ACCEPTING A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, MS. ORAFU SHALL NOTIFY THE BOARD IN WRITING AND OBTAIN WRITTEN APPROVAL FROM THE BOARD.

THE BOARD FURTHER ORDERS IJEOMA ORAFU TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 261439 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED. BERTHA LOVELACE ABSTAINED.

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

NO REQUESTS FOR HEARINGS

SALMI, SANDRA, L. R.N. 215350 (CASE #04-0265).

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, IN THE MATTER OF SANDRA SALMI, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SALMI IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SALMI 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 SANDRA SALMI'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. SALMI SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS AND THE PERMANENT RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

MS SALMI MUST SUCCESSFULLY COMPLY WITH CONDITIONS SET FORTH BY THE STATE OF MICHIGAN BOARD OF NURSING AND SUBMIT SATISFACTORY DOCUMENTATION OF HER COMPLIANCE WITH THE CONDITIONS AND FULL REINSTATEMENT OF HER NURSING LICENSE IN THE STATE OF MICHIGAN.

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

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

MONITORING

MS. SALMI 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. SALMI'S HISTORY. MS. SALMI SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN SIX (6) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SALMI 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. SALMI SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SALMI 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. SALMI SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. SALMI THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SALMI'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SALMI SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. SALMI SHALL

PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SALMI SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. SALMI'S LICENSE TO PRACTICE, AND STATING WHETHER MS. SALMI IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF SIX (6) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. SALMI 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. SALMI'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. SALMI 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. SALMI'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. SALMI 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. SALMI 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. SALMI 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. SALMI SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. SALMI

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

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

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

MS. SALMI SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. SALMI 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. SALMI'S HISTORY. MS. SALMI SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. SALMI 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. SALMI 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. SALMI'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. SALMI

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

MS. SALMI 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. SALMI 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. SALMI 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. SALMI 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.

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

MS. SALMI 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.

PERMANENT PRACTICE RESTRICTION(S)

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

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

THE BOARD FURTHER ORDERS SANDRA SALMI TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 215350 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

ANANOVA, SIGOURNEY, P.N. 095005 (CASE #03-1071).

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET L. BOECKMAN, IN THE MATTER OF SIGOURNEY ANANOVA (FKA LESLIE VOSS), THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. ANANOVA IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. ANANOVA HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT SIGOURNEY ANANOVA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. ANANOVA SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A TEMPORARY NARCOTIC RESTRICTION AND THE PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. ANANOVA 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. ANANOVA'S HISTORY. MS. ANANOVA SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ANANOVA 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. ANANOVA SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ANANOVA 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. ANANOVA SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. ANANOVA THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. ANANOVA'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ANANOVA SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. ANANOVA SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ANANOVA SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED

APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. ANANOVA'S LICENSE TO PRACTICE, AND STATING WHETHER MS. ANANOVA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. ANANOVA 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. ANANOVA'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. ANANOVA 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. ANANOVA'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. ANANOVA 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. ANANOVA 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. ANANOVA 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. ANANOVA SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. ANANOVA

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

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

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

MS. ANANOVA SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. ANANOVA 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. ANANOVA'S HISTORY. MS. ANANOVA SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. ANANOVA 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. ANANOVA 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. ANANOVA'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. ANANOVA

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

MS. ANANOVA 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. ANANOVA 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. ANANOVA 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. ANANOVA 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.

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

MS. ANANOVA 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 NARCOTIC RESTRICTION

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

MS. ANANOVA'S HISTORY ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. ANANOVA SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. ANANOVA SHALL NOT COUNT NARCOTICS.

PERMANENT PRACTICE RESTRICTION(S)

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

MS. ANANOVA 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. ANANOVA'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. ANANOVA HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. ANANOVA VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. ANANOVA 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. ANANOVA HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. ANANOVA IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD

MONITORING, BASED UPON AN INTERVIEW WITH MS. ANANOVA AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. ANANOVA 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 SIGOURNEY ANANOVA TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 095005 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH, 2006.

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

YODER, ELES, W. R.N. 252155 (CASE #05-0671).

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, IN THE MATTER OF WENDY ELES YODER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. YODER IN THE ORDER OF SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. YODER 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 WENDY ELES YODER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS WENDY ELES YODER TO SURRENDER HER REGISTERED NURSING LICENSE R.N. #252155 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY

VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE
ABSTAINED.

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

HOWARD, STACEY, M. P.N. 104996 (CASE #05-0516).

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN
DRISCOLL, IN THE MATTER OF STACEY HOWARD, THAT UPON
CONSIDERATION OF THE CHARGES STATED AGAINST MS. HOWARD
IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE
SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. HOWARD
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 STACEY
HOWARD'S LICENSE TO PRACTICE NURSING AS A LICENSED
PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY
PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS STACEY HOWARD TO SURRENDER
HER LICENSED PRACTICAL NURSING LICENSE P.N. 104996 AND
FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE
DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE
AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR
THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY
VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE
ABSTAINED.

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

ORZO, BILLIE , J. P.N. 094583 (CASE #02-0771).

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE
MCFEE, IN THE MATTER OF BILLIE ORZO, THAT UPON
CONSIDERATION OF THE CHARGES STATED AGAINST MS. ORZO IN
THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR
HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD
FINDS THAT MS. ORZO HAS COMMITTED ACTS IN VIOLATION OF THE
NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS

STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT BILLIE ORZO'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. ORZO SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A TEMPORARY NARCOTIC RESTRICTION AND THE TEMPORARY PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. ORZO 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. ORZO'S HISTORY. MS. ORZO SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN SIX (6) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ORZO 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. ORZO SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ORZO 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. ORZO SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. ORZO THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. ORZO'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ORZO SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. ORZO SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ORZO SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. ORZO'S LICENSE TO PRACTICE, AND STATING WHETHER MS. ORZO IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF SIX (6) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. ORZO 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. ORZO'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. ORZO 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. ORZO'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. ORZO 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. ORZO 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. ORZO 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. ORZO SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. ORZO

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

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

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

MS. ORZO SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. ORZO 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. ORZO'S HISTORY. MS. ORZO SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. ORZO 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. ORZO 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. ORZO'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. ORZO

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

MS. ORZO 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. ORZO 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. ORZO 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. ORZO 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.

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

MS. ORZO 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 NARCOTIC RESTRICTION

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

TEMPORARY PRACTICE RESTRICTION(S)

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

MS. ORZO 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. ORZO'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. ORZO HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. ORZO VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. ORZO 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. ORZO HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. ORZO IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. ORZO AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. ORZO 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 BILLIE ORZO TO SURRENDER HER PRACTICAL NURSE LICENSE #P.N. 094583 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

COHORN, ANGELA, J. P.N. 094003 (CASE #05-0831).

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, IN THE MATTER OF ANGELA COHORN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. COHORN IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. COHORN 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 ANGELA COHORN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS ANGELA COHORN TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 094003 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

SEKELY, HEATHER, S. P.N. 107810 (CASE #04-2419).

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

THE BOARD FURTHER ORDERS HEATHER SEKELY TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N.107810 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

SMITH, VICKY, J. P.N. 090583 (CASE #04-0524).

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY MARY JEAN FLOSSIE, IN THE MATTER OF VICKY SMITH, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SMITH IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SMITH HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT VICKY SMITH'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN TWO (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. SMITH 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 SET FORTH BELOW.

CONDITIONS FOR REINSTATEMENT

MS. SMITH SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO, AND SHALL COMPLY WITH THE CONDITIONS OF HER COMMUNITY CONTROL AND PAYMENT OF RESTITUTION IN FRANKLIN COUNTY COURT OF COMMON PLEAS.

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

MS. SMITH SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: TWO (2) HOURS OF OHIO NURSING LAW AND RULES; THREE (3) HOURS OF ETHICS.

REPORTING REQUIREMENTS OF LICENSEE

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

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

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

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

MS. SMITH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE COMPLIANCE UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-7410.

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

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

MS. SMITH SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

MS. SMITH 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. SMITH SHALL NOTIFY THE BOARD.

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

REPORTING REQUIREMENTS OF MS. SMITH

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

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

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

MS. SMITH SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE COMPLIANCE UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-7410.

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

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

PERMANENT PRACTICE RESTRICTIONS

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

MS. SMITH 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.

MS. SMITH SHALL NOT HANDLE FINANCIAL ACTIVITIES OR FUNCTIONS AND/OR SUPERVISE FINANCIAL ACTIVITIES.

THE BOARD FURTHER ORDERS VICKY SMITH TO SURRENDER HER PRACTICAL NURSE LICENSE #P.N. 090583 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

CALDWELL, REBECCA, L. R.N. 257898 (CASE #04-1003)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, IN THE MATTER OF REBECCA CALDWELL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. CALDWELL IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. CALDWELL 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 REBECCA CALDWELL'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. CALDWELL SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A PERMANENT NARCOTIC RESTRICTION AND PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW INCLUDING A RESTRICTION ON DIRECT PATIENT CARE.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. CALDWELL 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. CALDWELL'S HISTORY. MS. CALDWELL SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED. MS. CALDWELL SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. CALDWELL 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. CALDWELL SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. CALDWELL 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. CALDWELL SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. CALDWELL THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. CALDWELL'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. CALDWELL SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. CALDWELL SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. CALDWELL SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. CALDWELL'S LICENSE TO PRACTICE, AND STATING WHETHER MS. CALDWELL IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. CALDWELL 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. CALDWELL'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. CALDWELL 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. CALDWELL'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. CALDWELL 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. CALDWELL 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. CALDWELL 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. CALDWELL SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. CALDWELL

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

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

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

MS. CALDWELL SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

PERMANENT PRACTICE RESTRICTION(S)

MS. CALDWELL IS PROHIBITED FROM PROVIDING DIRECT PATIENT CARE AND SUPERVISING DIRECT PATIENT CARE.

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

MS. CALDWELL 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.

PERMANENT NARCOTIC RESTRICTION

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

FOLLOWING REINSTATEMENT, MS. CALDWELL SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE (3) YEARS DURING EMPLOYMENT AS A REGISTERED NURSE.

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

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

MONITORING

MS. CALDWELL 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. CALDWELL'S HISTORY. MS. CALDWELL SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. CALDWELL 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. CALDWELL 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. CALDWELL'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. CALDWELL

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

MS. CALDWELL 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. CALDWELL 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. CALDWELL 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. CALDWELL 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.

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

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

FAILURE TO COMPLY

MS. CALDWELL'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. CALDWELL HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. CALDWELL VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. CALDWELL 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. CALDWELL HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. CALDWELL IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. CALDWELL AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. CALDWELL 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 REBECCA CALDWELL TO SURRENDER HER REGISTERED NURSE LICENSE # R.N. 257898 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

GRANT, DEBORAH, J P.N. 063539 (CASE #03-2246).

IT WAS MOVED BY JANET L. BOCEKMAN, SECONDED BY KATHLEEN O'DELL, IN THE MATTER OF DEBORAH GRANT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. GRANT IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. GRANT

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 DEBORAH GRANT'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. GRANT SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A PERMANENT NARCOTIC RESTRICTION AND THE PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. GRANT 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. GRANT'S HISTORY. MS. GRANT SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. GRANT 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. GRANT SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. GRANT 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. GRANT SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. GRANT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. GRANT'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. GRANT SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. GRANT SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. GRANT SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. GRANT'S LICENSE TO PRACTICE, AND STATING WHETHER MS. GRANT IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF TWO (2) YEARS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. GRANT 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. GRANT'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. GRANT 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. GRANT'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. GRANT 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. GRANT 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. GRANT 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. GRANT SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. GRANT

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

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

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

MS. GRANT SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. GRANT 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. GRANT'S HISTORY. MS. GRANT SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. GRANT 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. GRANT 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. GRANT'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. GRANT

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

MS. GRANT 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. GRANT 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. GRANT 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. GRANT 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.

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

MS. GRANT 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.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. GRANT 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. GRANT'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. GRANT HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. GRANT VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. GRANT 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. GRANT HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. GRANT IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. GRANT AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. GRANT 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 DEBORAH GRANT TO SURRENDER HER PRACTICAL NURSE LICENSE # P.N. 063539 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

LEFORGE, FRANCES, C. R.N. 275219 (CASE #04-0560).

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY ELIZABETH BUSCHMANN, IN THE MATTER OF FRANCES LEFORGE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. LEFORGE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. LEFORGE 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 FRANCES LEFORGE'S 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 ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. LEFORGE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A TEMPORARY NARCOTIC RESTRICTION AND THE TEMPORARY PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. LEFORGE 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. LEFORGE'S HISTORY. MS. LEFORGE SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN SIX (6) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LEFORGE 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. LEFORGE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. LEFORGE 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. LEFORGE SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. LEFORGE THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. LEFORGE'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LEFORGE SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. LEFORGE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. LEFORGE SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. LEFORGE'S LICENSE TO PRACTICE, AND STATING WHETHER MS. LEFORGE IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF SIX (6) MONTHS IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. LEFORGE 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. LEFORGE'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. LEFORGE 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. LEFORGE'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. LEFORGE 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. LEFORGE 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. LEFORGE 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. LEFORGE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. LEFORGE

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

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

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

MS. LEFORGE SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. LEFORGE 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. LEFORGE'S HISTORY. MS. LEFORGE SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. LEFORGE 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. LEFORGE 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. LEFORGE'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. LEFORGE

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

MS. LEFORGE 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. LEFORGE 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. LEFORGE 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. LEFORGE 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.

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

MS. LEFORGE 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 NARCOTIC RESTRICTION

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

TEMPORARY PRACTICE RESTRICTION(S)

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

MS. LEFORGE 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. LEFORGE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. LEFORGE HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. LEFORGE VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. LEFORGE 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. LEFORGE HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. LEFORGE IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. LEFORGE AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. LEFORGE 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 FRANCIS LEFORGE TO SURRENDER HER REGISTERED NURSE LICENSE # R.N. 275219 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

MASTERS, WANITA, L. P.N. 112169 (CASE #04-1714).

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY DEBRA BROADNAX, IN THE MATTER OF WANITA MASTERS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MASTERS IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. MASTERS HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT WANITA MASTERS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS WANITA MASTERS TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 112169 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE AND BERTHA LOVELACE ABSTAINED.

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

MORRISON, HOLLY, M P.N. 101703 (CASE #03-2115).

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, IN THE MATTER OF HOLLY MORRISON, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MORRISON IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE

CHARGES THE BOARD FINDS THAT MS. MORRISON HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT HOLLY MORRISON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS HOLLY MORRISON TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 101703 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

SMITH, JOYCE, F. P.N. 085475 (CASE #04-0264).

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, IN THE MATTER OF JOYCE SMITH, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SMITH IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SMITH HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT JOYCE SMITH'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JOYCE SMITH TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 085475 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

SPENCER, WANDA, L. R.N. 159209 (CASE #05-1895).

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY J. JANE MCFEE, IN THE MATTER OF WANDA SPENCER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SPENCER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SPENCER HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT WANDA SPENCER'S 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 TWO (2) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. SPENCER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A TEMPORARY NARCOTIC RESTRICTION AND THE TEMPORARY PRACTICE RESTRICTIONS SET FORTH BELOW.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

MONITORING

MS. SPENCER 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. SPENCER'S HISTORY. MS. SPENCER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SPENCER 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. SPENCER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SPENCER 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. SPENCER SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. SPENCER THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SPENCER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SPENCER SHALL, AT HIS/HER OWN EXPENSE, SEEK A SECOND 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. SPENCER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SPENCER SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED

APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. SPENCER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. SPENCER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM, CONTINUOUS PERIOD OF ONE (1) YEAR IMMEDIATELY PRIOR TO REQUESTING REINSTATEMENT, MS. SPENCER 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. SPENCER'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. SPENCER 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. SPENCER'S HISTORY.

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

AFTER INITIATING DRUG SCREENING, MS. SPENCER 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. SPENCER 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. SPENCER 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. SPENCER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD PRIOR TO REINSTATEMENT.

REPORTING REQUIREMENTS OF MS. SPENCER

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

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

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

MS. SPENCER SHALL COMPLETE A NURSE REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

DURATION

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

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

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

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

MONITORING

MS. SPENCER 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. SPENCER'S HISTORY. MS. SPENCER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. SPENCER 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. SPENCER 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. SPENCER'S HISTORY.

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

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

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

REPORTING REQUIREMENTS OF MS. SPENCER

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

MS. SPENCER 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. SPENCER 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. SPENCER 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. SPENCER 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.

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

MS. SPENCER 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 NARCOTIC RESTRICTION

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

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

TEMPORARY PRACTICE RESTRICTION(S)

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

MS. SPENCER 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. SPENCER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. SPENCER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THIS ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. SPENCER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS/HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. SPENCER 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. SPENCER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. SPENCER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. SPENCER AND

REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. SPENCER 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 WANDA SPENCER TO SURRENDER HER REGISTERED NURSE LICENSE #R.N.159209 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

SULLIVAN, ROSEMARY, E. P.N. NCLEX (CASE #05-1978).

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY DEBRA BRAODNAX, IN THE MATTER OF ROSEMARY SULLIVAN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SULLIVAN IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SULLIVAN 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 ROSEMARY SULLIVAN'S APPLICATION TO TAKE THE PN NCLEX IN THE STATE OF OHIO IS HEREBY PERMANENTLY DENIED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

UPTOGRAPH, GINA, C P.N. 077257 (CASE #04-0245).

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JUDITH BRACHMAN, IN THE MATTER OF GINA UPTOGRAPH, THAT UPON

CONSIDERATION OF THE CHARGES STATED AGAINST MS. UPTOGRAPH IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. UPTOGRAPH HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT GINA UPTOGRAPH'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS GINA UPTOGRAPH TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE P.N. 077257 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

GABLE, III, PEARLEY (GABE), G. R.N. 282911 (CASE #05-2155).
IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY JUDITH BRACHMAN, IN THE MATTER OF PEARLEY GABLE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. GABLE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. GABLE 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 PEARLEY GABLE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS PEARLEY (GABE) GABLE, III TO SURRENDER HIS REGISTERED NURSING LICENSE R.N. 282911 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

PEARLEY (GABE) GABLE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

POST DISCIPLINE MONITORING

LIFT NARCOTIC RESTRICTION

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD RELEASE THE FOLLOWING FROM THE NARCOTIC RESTRICTIONS WITHIN THEIR RESPECTIVE CONSENT AGREEMENTS AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: SEYMOUR, LISA, A. R.N. 210198 (CASE #04-1899) AND NORMAN, KRISTIN, L. P.N. 117732 (CASE #04-1686). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED ON ALL CASES.

LIFT OF SUSPENSION/RELEASES FROM PROBATION

IT WAS MOVED BY J. JANE MCFEE, SECONDED BY KATHLEEN O'DELL, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF THEIR CONSENT AGREEMENTS WITH THE BOARD BE RELEASED FROM THEIR CONSENT AGREEMENTS AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: RAY, SIMONE, S. R.N. 277349 (CASE #04-2967); GROVE, MARCIA, L. P.N. 089580 (CASE #02-1178); MCGUIRE (FKA TURNER), SHANNON, R. P.N. 109802 (CASE #02-1008); ALEXANDER, LISA, L. R.N. 317644 (CASE #03-1772); YOUNG, JARED, M. P.N. 117377 (CASE #04-1819) AND RIVIZZINO, SHEILA, K. R.N. 222364 (CASE #03-2003). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED ON ALL CASES.

WALLER, MELINDA, D P.N. 118636 (CASE #05-0564)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY J. JANE MCFEE, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF HER CONSENT AGREEMENT WITH THE BOARD BE

RELEASED FROM THE TERMS AND CONDITIONS OF HER CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTIONS THAT WILL REMAIN IN EFFECT AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: WALLER, MELINDA, D P.N. 118636 (CASE #05-0564). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

LOMBARD, DARLA, J. R.N. 205886 (CASE #98-0317).

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JANET L. BOECKMAN, THAT THE FOLLOWING HAVING MET THE TERMS AND CONDITIONS OF HER CONSENT AGREEMENT WITH THE BOARD BE RELEASED EARLY FROM THE TERMS AND CONDITIONS OF HER CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTIONS THAT WILL REMAIN IN EFFECT AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: LOMBARD, DARLA, J. R.N. 205886 (CASE #98-0317). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

ZWAYER, DAVID, N. R.N. 270495 (CASE #03-0492).

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY DEBRA BROADNAX, 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 HIS CONSENT AGREEMENT AS RECOMMENDED BY BERTHA LOVELACE, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS: ZWAYER, DAVID, N. R.N. 270495 (CASE #03-0492). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

WITHDRAW NOTICES OF OPPORTUNITY FOR HEARING

DENNIS, CAROLYN, P.N. 089921 (CASE #03-0535)

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD WITHDRAW THE NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MARCH 18, 2005 FOR CAROLYN DENNIS, PN 089921. MS. DENNIS HAS A CRIMINAL MATTER PENDING AND A TRIAL SCHEDULED FOR APRIL 2006. THE SUBJECT MATTER OF THE CRIMINAL CASE WAS THE BASIS OF THE BOARD'S NOTICE. MS. DENNIS' LICENSE IS LAPSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

SMITH, KIMBERLY, S. P.N. 102718 (CASE #02-0421)

IT WAS MOVED BY KATHLEEN O'DELL, SECONDED BY JANET L. BOECKMAN, THAT THE BOARD WITHDRAW THE NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON MARCH 19, 2004 FOR KIMBERLY SMITH, PN 102718 BASED UPON THE FACT THAT HER LICENSE HAS BEEN LAPSED SINCE AUGUST 2004 AND THE BOARD HAS BEEN UNABLE TO CONTACT MS. SMITH. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

GAMBLE, STEVEN, C. R.N. ENDORSE (CASE #04-1869)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY DEBRA BROADNAX, THAT THE BOARD WITHDRAW THE NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON SEPTEMBER 16, 2005 FOR STEVEN GAMBLE, ENDORSEMENT APPLICANT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

WITHDRAW NOTICE OF IMMEDIATE SUSPENSION & OPPORTUNITY FOR HEARING

DAVIS, KIMBERLY , A. R.N. 245778 (CASE #02-0786)

I MOVE THAT THE BOARD WITHDRAW THE IMMEDIATE SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING THAT WAS ISSUED BY THE BOARD ON NOVEMBER 22, 2002, FOR KIMBERLY DAVIS. MS. DAVIS' LICENSE IS CURRENTLY SUSPENDED UNDER A JANUARY 17, 2003 ADJUDICATION ORDER. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

DEFAULT ORDER

STUPARIU, LOREEN, P. P.N. 115074 (CASE #05-2617)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY KATHLEEN DRISCOLL, IN THE MATTER OF LOREEN STUPARIU, THAT UPON CONSIDERATION OF THE BOARD'S ORDER TO SUBMIT TO A PSYCHIATRIC EVALUATION PURSUANT TO SECTION 4723.28 G ORC, AND MS. STUPARIU'S FAILURE TO SUBMIT TO THE EXAMINATION, THAT THE BOARD FIND THAT MS. STUPARIU HAS ADMITTED THE TRUTH OF THE ALLEGATIONS SET FORTH IN THE ORDER TO EXAMINATION LETTER AND THAT THE BOARD FURTHER FINDS THAT MS. STUPARIU IS UNABLE TO PRACTICE NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE DUE TO A MENTAL OR PHYSICAL IMPAIRMENT AND THAT MS. STUPARIU'S LICENSE TO PRACTICE NURSING AS A LICENSED

PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW.

CONDITIONS FOR REINSTATEMENT

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

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

MS. STUPARIU 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. STUPARIU 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. STUPARIU 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. STUPARIU SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THE BOARD ORDER AND ALL PUBLIC DOCUMENTS CONCERNING MS. STUPARIU, 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. STUPARIU'S PRACTICE. THE PSYCHIATRIST SHALL SUBMIT A STATEMENT TO THE BOARD THAT MS. STUPARIU IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

REPORTING REQUIREMENTS OF MS. STUPARIU

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

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

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

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

NURSE REFRESHER COURSE

MS. STUPARIU SHALL COMPLETE A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

THE BOARD FURTHER ORDERS LOREEN STUPARIU TO SURRENDER HER PRACTICAL NURSE LICENSE #P.N. 115074 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 17TH DAY OF MARCH 2006. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

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

VOLUNTARY RETIREMENT

CATANESE, CATHI, P.N. 025154 (CASE #05-1760)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD APPROVE THE VOLUNTARY RETIREMENT OF CATHI CATANESE, PN #025154. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

RESCIND DISCIPLINE

BRIGGS, JANET, M. R.N. 125788 (CASE #04-0751)

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN O'DELL, THAT THE BOARD APPROVE THE AGREEMENT TO RESCIND DISCIPLINE BETWEEN JANET MARIE BRIGGS, RN, CNP AND THE OHIO BOARD OF NURSING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BERTHA LOVELACE ABSTAINED.

OTHER

Confidentiality of Monitoring Records Data

The Board members received a written memo regarding the Confidentiality of Monitoring Data, submitted by Lisa Emrich and Lisa Ferguson-Ramos. Ms. Emrich and Ms. Ramos reviewed information contained in the memorandum and answered questions. At prior Board meetings, the Board discussed the confidentiality of the post-disciplinary monitoring records and at the September 2005 meeting the Board requested that staff tally the number of calls where the caller was seeking information about post-discipline monitored licensees. The following inquires were received since September 2005:

- Employers requesting information about licensee's employment history – 2
- Another state's regulatory agency requesting copies of drug tests – 1

The question was whether the Board would want to propose amending the statute to allow Board staff to release post-discipline monitoring information in certain situations.

Under the current statute, absent a new complaint, all information received subsequent to the Board executing a consent agreement or Board Order is confidential and cannot be provided to the public, including employers or other state Boards of nursing. Currently, Board staff may provide the caller a copy of a consent agreement or Board Order, but they cannot provide any information regarding the licensee's compliance with the terms of a consent agreement or Board Order. The Board reviewed a table, which was attached

that was prepared for a prior Board meeting that delineates the type of information collected during Board monitoring.

The Board discussed the information and its inability to share monitoring information with other state Boards and law enforcement. It was noted that it may be appropriate for the statutory confidentiality requirement for investigatory records (ORC Section 4723.28(I)) to also apply to post-discipline monitoring records, which keeps the records confidential except that information may be disclosed to law enforcement or investigating government entities, including other state boards of nursing. Ms. Houchen suggested that the Board discuss a possible statutory amendment during the Retreat when other changes will be discussed. The Board agreed by general consent to discuss this issue during the Retreat.

Discussion regarding Priority III & IV complaints

The Board members received a written memo submitted by Bertha Lovelace and Lisa Ferguson-Ramos with an attached draft letter and questionnaire to use in the investigative process for Priority III and IV complaint cases. Ms. Ramos explained that this proposal, if approved by the Board, could facilitate the processing of these types of complaints. The Compliance Unit is requesting to use the letter and questionnaire as an investigative tool. Staff member Jodi Crowe prepared the documents with the assistance of Board investigator Amy Sala. Ms. Crowe reviewed the documents and answered questions of the Board for clarification. She believes that this process will enable Board staff to investigate and resolve the lower priority cases in a more timely fashion. Ms. Crowe explained that if the new process works they might expand it to other areas. Mary Jean Flossie suggested that when these cases are closed, a letter should be sent to the nurse. Ms. Ramos agreed and advised that the Compliance unit would review this process. Bertha Lovelace stated that if the nurse is forthcoming it is much better to get information directly from the nurse. Lisa Klenke added that it would be interesting to review the results one year after the process is implemented and if successful to share it with NCSBN, as an avenue to help other boards to reduce processing time for handling certain cases. Following discussion;

IT WAS MOVED BY LISA KLENKE, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD APPROVE THE PROPOSED INVESTIGATIVE PROCESS FOR PRIORITY III AND IV CASES, AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF BOARD MEMBERS PRESENT.

OLD BUSINESS/PRIOR MEETING FOLLOW-UP

March 2006 Board meeting follow-up – (Under ED Report)

NEALP Update

The Board received a written update on the Nursing Education Assistance Loan Program (NEALP) submitted by Rosemary Booker. Ms. Booker answered questions for the Board. The report was forwarded to Ms. Booker from the Ohio Board of Regents. As of February 8, 2006 balances were provided and indicated the number of loans administered with the cash balances.

NEALP Flowchart

Board members received a flowchart provided by the Ohio Board of Regents, as requested by the Board during the January meeting. The flowchart contained information on repayments, distribution and deposits to show an ongoing balance of what goes into the account. Ms. Booker answered questions for the Board.

Paperless Board meeting process

President Krueger requested feedback from the Board members on the paperless meeting process with the addition of Consent Agreements. Lisa Klenke stated that she liked the convenience, however some of the Consent Agreements were harder to read than others. President Krueger stated that she also liked having the Consent Agreements on a CD and would not require hard copies for the next meeting. However, she suggested that they be saved on the CD by numerical order instead of by names. Ms. Klenke asked how much staff time was saved. Lisa Ferguson-Ramos estimated that it took the staff three times longer to copy, collate, and mail the information using a paper process. Following discussion, the Board members agreed by general consent to continue receiving the Consent Agreements on a CD without hard copies. Ms. Ramos agreed to provide other cases that could easily be read on a CD.

Open Forum follow-up

President Krueger asked the Board members if there was further discussion regarding information presented by Maria Matzik during Open Forum. Mary Jean Flossie suggested that the Board staff send a letter to Ms. Matzik explaining a change in the Board's recent organization and apologizing for the lack of response in the past. She further suggested that staff contact the Ohio Department of Jobs and Family Services (ODJFS) and discuss their definition of skilled care for the Medicaid Waiver program. The words "skilled care" may need to be removed in order to provide the care individuals need at home and have it reimbursed. Ms. Houchen stated perhaps ODJFS believes this is a Board of Nursing issue, but she is not sure that it rests with the Board, based on the information presented. Ms. Houchen believes Board staff should meet with ODJFS representatives to discuss the Board's nursing law and rules and

the regulations for the Medicaid Waiver program that address services and reimbursement. This will be an opportunity to clarify issues, as Board staff has received other questions related to the Medicaid Waiver program and nursing services. It was also suggested to include an article in *Momentum* about the different levels of nursing. Ms. Houchen stated that she would follow up with ODJFS and the speakers and report back to the Board.

REVIEW OF MEETING/EVALUATION OF PROCESSES

During the January Board meeting a question came up regarding editing the live broadcast so that the broadcast would be available in a more concise format to the public. AAG Tara Berrien researched the subject and informed the Board that under the Open Meetings Act, the broadcast could be edited as long as it is clearly stated that it does not reflect the entire meeting or minutes and that there are official meeting minutes approved by the Board and available to the public as the official record of the meeting. She further stated that a rule would need to be drafted.

Ms. Berrien informed the Board that AAG Kathy Bockbrader would follow up to draft a disclaimer that the broadcast on the web site is not the official meeting minutes. The retention schedule would also need to be revised accordingly. ED Houchen thanked AAG Berrien for her work and stated that this would be her last meeting because she has been promoted within the AG's Office. Ms. Berrien thanked the Board for the time given to research this matter and that she has enjoyed working with the Board and staff.

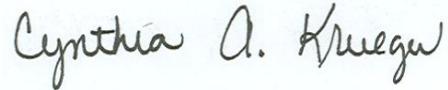
The Board began a discussion regarding editing the live broadcast for the web page in terms of costs, staff time, target audience interest in the broadcast, and advantages/disadvantages of going to the website versus providing a CD. Lisa Klenke stated that she was struggling with justification for the costs involved because this could become a time and cost demanding project for the staff and thought that perhaps making a CD available for students and other boards might be a better resource. Board staff will research the options and the time and expense involved.

FOR YOUR INFORMATION (FYI)

The Board received the following FYI items: Response to OAAPN regarding an APN Task Force; Thank you letter to Kathy Apple, NCSBN; Memo NCSBN regarding BoardSource and Consumer Members; 2006 NP&E Advisory Group Roster; 2006 Committee on Prescriptive Governance Roster; Thank you letter from Kathy Apple, NCSBN; NEALP Press Release; E-mail regarding the Nursing Licensure Compact (NLC) Summit on Discipline; 2006 NLC Discipline & Legal Counsel Summit Agenda, July 10, 2006. President Krueger requested feedback from the Board members on the FYI items. No comments were made.

ADJOURN

The meeting was adjourned at 5:30 p.m. on March 17, 2006.



Cynthia Krueger, RN, MSN
President

Attest:



Betsy Houchen, RN, MS, JD
Secretary