



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD NOVEMBER 19-20, 2015

The regular meeting of the Ohio Board of Nursing (Board) was held on November 19-20, 2015 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, November 19, 2015 at 8:30 a.m., President Maryam Lyon called the Board meeting to order, recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves. On Friday, November 20, 2015 at 10:30 a.m., President Maryam Lyon called the Board meeting to order. Vice-President Janet Arwood read the Board mission each day.

BOARD MEMBERS

Maryam Lyon, RN, President
Janet Arwood, LPN, Vice-President
Judith Church, RN, Board Supervising Member (Absent Friday)
Brenda Boggs, LPN
Nancy Fellows, RN
Lisa Klenke, RN
Lauralee Krabill, RN
J. Jane McFee, LPN
Sandra Ranck, RN
John Schmidt, RN
Patricia Sharpnack, RN
Sheryl Warner, Consumer Member

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, Executive Session was at 9:55 a.m.; the Board Committee on Advisory Group Appointments met at 12:00 p.m.; the Rules Public Hearing was held at 1:02 p.m. After the Rules Hearing the following addressed the Board: Attorney Todd Collis, Andrea Leitschuh, LPN, RN, and AAG Henry Appel; Attorney Todd Collis on behalf of William Malloy, RN, CRNA, and AAG Steven Kochheiser; Attorney James McGovern, Kimberly Hudson, LPN, NCLEX-RN, and AAG Emily Pelphrey; Attorney Bruce Whitman, Vanessa Schoeck, RN, and AAG Steven Kochheiser; and Attorney James McGovern, Anne Goodrich, LPN, and AAG Steven Kochheiser.

Approval of Minutes of the September 2015 Meeting

Action: It was moved by Patricia Sharpnack, seconded by John Schmidt, that the Board approve the minutes from the September 2015 Board meeting as submitted. Motion adopted by unanimous vote of the Board members.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- The Board welcomed new staff members Bob Ruetenik, Gabrielle Gunn, Jacob Eidelberg, and LaTina Stevens.
- The Board is pleased that it exceeded its goal for the Combined Charitable Campaign and raised \$9,338.
- At the ONA Annual Convention, ONA presented the Board a Proclamation honoring the Board's Centennial. Yvonne Smith, a former Board President, accepted the Proclamation on behalf of the Board.
- As reported at the last Board meeting, the Board exceeded the MBE goal by setting aside 20.51% for MBE-certified businesses in fiscal year 2015. Kathy King accepted a Governor's certificate of recognition at the MBE/EDGE Business connection.
- NCSBN appointed Board member Patricia Sharpnack to the Institute of Regulatory Excellence (IRE) Committee; Kristie Oles, Education Regulatory Surveyor, was accepted into the IRE Fellowship Program; and Lisa Emrich is completing her fourth year in the program.
- At the March Board meeting, Greg Moody, Director, Office of Health Transformation, extended an invitation to participate in the PCMH Model Design Team; Patricia Sharpnack is a nursing representative with the Team.
- RN and APRN workforce data for licensure renewal this year was collected; the reports and raw data are available on the Board website.
- Several operational changes have been implemented to increase staff efficiency. A major database used by the Compliance staff was updated and modified so it now electronically logs when accessed. In addition, a "Fax2Mail" has been established rather than using the postal service to obtain hardcopies of license verifications for endorsements. The Monitoring Agents are also using the Fax2Mail system.

The Board agreed by general consensus to approve the "Ohio Guideline for the Management of Acute Pain Outside of Emergency Departments" released by the Governor's Cabinet Opiate Action Team (GCOAT). Tom Dilling was an active participant throughout the development of the Guideline.

Legislative Report

T. Dilling reviewed the Legislative Report. He noted that HB 216, Advanced Practice Nursing, is being re-drafted. The Board discussed SB 194, Complimentary-Alternative Health Services, and agreed by general consensus to oppose the bill.

2016 Licensure and Renewal Report

B. Houchen provided an update about the Board obtaining the new eLicense system in 2016. DAS/OIT would implement the system for the Board in mid to late June. To implement the new system for the 2016 PN renewal period based on this timeframe, it is recommended the Board change the renewal ending date from August 31st to November 1st. A statutory or administrative rule change is required. T. Dilling reported on the legislative steps taken to change the dates of the nursing license renewal period. The Board will publicize the change.

Action: It was moved by Judith Church, seconded by Patricia Sharpnack, that the Board approve a change to the biennial renewal ending period date for licensed practical nurses, registered nurses, certificate of authority holders, and certificate to prescribe holders, from August 31st to November 1st. Motion adopted by unanimous vote of the Board members.

Fiscal Report

K. King, Fiscal Officer, presented the fiscal report for the first quarter of fiscal year 2016. She reported on the upgrades of the OAKS Financial system and the resolution of travel reimbursement delays.

NEW BUSINESS

Administrative Rule Review – Review of Comments

On Thursday, November 19, 2015, the Board conducted a Public Rules Hearing on five-year review rules and other rules with proposed changes. The Board received testimony on Chapter 4723-8, Advanced Practice; Chapter 4723-9, Prescriptive Authority; Chapter 4723-23, Dialysis Technicians; and Rule 4723-16-12(C), Request to address the Board regarding Hearing. On Friday, November 20, 2015 the Board reviewed the comments received. The rules will be final filed in December.

Chapter 4723-8, Advanced Practice

Rule 4723-8-04(E): As was discussed at the July and September meetings, OAAPN and individuals request that the language requiring APRNs to retain copies of standard care arrangements (SCAs) for six years be removed. The Board agreed by general consensus at the July and September meetings to keep the proposed language in the rule.

The Board discussed that the majority of the testimony was about the burden of large institutions that track and/or maintain SCAs for APRNs

employed by the institution. Board members stated they would have preferred to hear acknowledgement that this is an APRN responsibility, as required by the rule.

The Board also discussed the testimony indicating that the SCA was template language and not related to an APRN's scope of practice. The Board discussed that the SCA is an individualized legal document that sets forth the APRN's practice in accordance with Sections 4723.431, 4723.43, and 4723.481, ORC. The Board also reviewed Rule 4723-9-09, OAC, that specifies a CTP holder may prescribe a drug if the prescription is in accordance with the SCA and Rule 4723-8-04 (C)(5), OAC, which specifies the SCA must include a statement of services offered by the APRN consistent with Section 4723.43, ORC, and the administrative rules. This rule also specifies that the SCA for a CTP holder must include a description of the scope of prescriptive practice.

Board members discussed that retaining records is an individual APRN responsibility and would seem to be a common sense approach to assure the future ability of the APRN to accurately respond to questions or concerns, as needed, regarding the provision of care and authorized practice of the APRN.

The Board agreed by general consensus for Rule 4723-8-04 to be refiled to specify copies of SCAs must be retained by the APRN for three years instead of six years.

Rule 4723-8-05(F): As was discussed at the July and September meetings, OAAPN and individuals requested that the language requiring APRNs to verify the license status of their collaborating physician be removed. The Board agreed by general consensus at the July meeting to keep the proposed language in the rule.

The Board discussed that the **current** rule requires annual license verification of the collaborating physician and, if applicable, certification status of each collaborating physician or podiatrist with whom the nurse has a SCA. The rule revision as the Board proposed would eliminate the requirement that the APRN verify the certification status.

The Board discussed that licensure verification by the APRN is not a new requirement, however many commenters believed this to be a "new" requirement and viewed it as a burden. Commentators asked that no verification be required, or if required, that it be a biennial (every two years) requirement rather than an annual requirement. The Board noted the license verification is done electronically through the Ohio eLicense Center. Board members expressed that it would have been more helpful for the Board to receive data from commenters that provided evidence that licensure verification is not needed.

The Board agreed by general consensus to refile Rule 4723-8-05 to change APRN verification of the licensure of each collaborating physician or podiatrist with whom the nurse has a SCA from every year to “every two years.”

Rule 4723-8-04(C)(7)(a): This rule currently requires that APRNs establish a schedule for “periodic” review and re-approval of the standard care arrangement (SCA); the review shall be done at least “annually”. At the May 2015 interested parties meeting, OAAPN requested that the rule be changed to require SCA review on a “biannual” basis. However, OAAPN is now clarifying that its intent in requesting the change was to require “biennial” (every two year) review, rather than twice per year review. OAPPN is also requesting that 8-05(B) be changed; it currently requires that the APRN and collaborating physician/podiatrist jointly review the SCA at least once a year. OAAPN is asking that this review be changed to “every two years.”

The Board discussed that it was unfortunate that through OAAPN’s mass communication, APRNs believed that the Board had initiated change in the rule to “biannual.” Through comments and testimony, many APRNs were asking for the Board’s rationale for the change. The Board agreed by general consensus to require “biennial” (every two year) review, and to change the APRN and collaborating physician/podiatrist joint review of the SCA to “every two years.”

Chapter 4723-9, Prescriptive Authority

Rule 4723-9-10(B): OAAPN and individuals are requesting that the Board revise the rule to require the CPG to review the Formulary at least two times per year. As was discussed at the July and September meetings, interested parties were advised to present a revision to this rule to the CPG for its recommendation, which the Board is legally required to consider (Section 4723.50, ORC). L. Emrich provided information to the Board at the September meeting regarding the historical frequency CPG meetings (from 2008 through 2014, the average number of meetings was 3.6 per year). The CPG voted at its October 19, 2015 meeting to recommend the rule be changed to require Formulary review “at least twice a year.”

The Board agreed by general consensus to require a Formulary review “at least twice a year” and to refile the Rule to reflect this.

Chapter 4723-23 Dialysis Technicians

On November 19, 2015 Fresenius Medical Care, Western Ohio Region, presented written testimony suggesting rule changes related to Chapter 4723-23. The Board agreed by general consensus to request that the Advisory Group on Dialysis review the proposals during its 2016 meeting(s).

Rule 4723-16-12(C) Request to address the Board regarding Hearing

Two commentators oppose a rule revision to change “ten” minutes to “seven” minutes. One commentator requested the language state “shall be given ten minutes” rather than the current “not more than ten minutes.”

The Board discussed appearances at the Board Retreat and agreed to propose seven minutes. The Board noted that appearances are granted as a courtesy to licensees after the licensee’s case has been heard through a Chapter 119., ORC administrative hearing where evidence and testimony was presented, and a Report and Recommendation written by a Hearing Examiner for the Board members’ review and consideration of the facts, law, and evidence has been prepared. The Board noted there is no legal requirement for the Board to grant appearances.

The Board agreed by general consensus to maintain the proposed rule revision that specifies not more than seven minutes may be granted by the Board for party appearances.

Ohio Board of Nursing Annual Report for Fiscal Year 2015

B. Houchen presented the Annual Report. Judith Church complimented the staff for the excellent information provided. Lisa Klenke noted the large number of disciplinary cases and suggested that for future reports, information be provided to assure the public that in Ohio the vast majority of nurses are highly qualified individuals who meet the professional expectations of the public.

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that the Board approve the Ohio Board of Nursing Annual Report for Fiscal Year 2015 as submitted.

APPROVALS

Approval of New Program

Collins Career Technical Center LPN-RN Diploma Nursing Program

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Collins Career Technical Center LPN-RN Diploma Nursing Program. It was further moved that the Program submit progress reports to the Board on or before May 18, 2016, October 18, 2016, and March 16, 2017. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Nursing Education Programs – Approval Status

American Institute of Alternative Medicine Registered Nursing Program

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that the Board continue Full approval, in accordance with Rule 4723-5-04, OAC, of American Institute of Alternative Medicine Registered Nursing Program, the full approval status of which expires in November 2019. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Antonelli College Practical Nursing Program

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that after consideration of the survey visit reports and the Program's response to the reports, the Board propose to deny Full approval to, and withdraw its Conditional approval of Antonelli College Practical Nursing Program, in accordance with Rule 4723-5-04, OAC, and Section 4723.06(A)(6), ORC, based upon the Program's failure to meet and maintain the minimum standards for education programs established in Chapter 4723-5, OAC, and that the Board issue a Notice of Opportunity for Hearing in accordance with Chapter 119., ORC. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood

Action: It was moved by Brenda Boggs, seconded by John Schmidt, that, after consideration of the survey visit report and the Program's response to that report, the Board propose to deny Full approval to, and withdraw its Conditional approval of Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood, in accordance with Rule 4723-5-04, OAC, and Section 4723.06 (A)(6), ORC, based upon the Program's failure to meet and maintain the minimum standards for education programs established in Chapter 4723-5, OAC, and that the Board issue a Notice of Opportunity for Hearing in accordance with Chapter 119., ORC. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Pickaway-Ross Practical Nursing Education Program

Action: It was moved by Sandra Ranck, seconded by Brenda Boggs, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Pickaway-Ross Practical Nursing Education Program for a period of five years effective November 19, 2015. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Toledo School of Practical Nursing

Action: It was moved by Lisa Klenke, seconded by Brenda Boggs, that the Board place Toledo School of Practical Nursing on Provisional approval, effective November 19, 2015 to November 16, 2016, in accordance with Section 4723.06 (A)(7), ORC. After considering the survey visit report and the response to the report, the Program has failed to meet and maintain the requirements established in Rules 4723-5-06(C); 4723-5-12(A)(1); 4723-5-15(A)(5); 4723-5-20(A); and 4723-5-21(A)(3) and (E)(2), OAC. It was further moved that the Program submit progress reports to the Board on or before December 8, 2015, March 8, 2016, and July 12, 2016. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Upper Valley Career Center School of Practical Nursing

Action: It was moved by Nancy Fellows, seconded by Judith Church, that the Board place Upper Valley Career Center School of Practical Nursing on

Provisional approval, effective November 19, 2015 to November 16, 2016, in accordance with Section 4723.06 (A)(7), ORC. After fully considering the survey visit report and the response to the report, the Program has failed to meet and maintain the requirements established in Rules 4723-5-14(E)(12), (F)(4), and (F)(7); and 4723-5-20(A), OAC. It was further moved that the Program submit progress reports to the Board on or before December 8, 2015, March 8, 2016, and July 12, 2016. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Washington State Community College Practical Nursing Education

Action: It was moved by Judith Church, seconded by John Schmidt, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Washington State Community College Practical Nursing Education for a period of five years effective November 19, 2015. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Nursing Education Program Request

Herzing University-Akron Campus Bachelor of Science in Nursing Program

Action: It was moved by Lauralee Krabill, seconded by J. Jane McFee, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Herzing University-Akron Campus Bachelor of Science in Nursing Program to January 2016. It was further moved that the Program submit progress reports to the Board on or before April 21, 2016, October 21, 2016, and April 21, 2017, and October 20, 2017. Motion adopted by a majority vote of the Board members with Patricia Sharpnack abstaining.

Training Programs Approvals

Bayley Medication Aide Training Program

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that the Board reapprove in accordance with Rule 4723-27-07, OAC, Bayley Medication Aide Training Program for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

FMCNA-East Division Education Dept. Ironton

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, FMCNA-East Division Education Dept. Ironton for a period of two years effective November 19, 2015. Motion adopted by a majority vote of the Board members with Maryam Lyon abstaining.

Fresenius Medical Care-Columbus

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Columbus for a period of two years effective November 19, 2015. Motion adopted by a majority vote of the Board members with Maryam Lyon abstaining.

The Ohio State University College of Nursing Community Health Worker Program

Action: It was moved by J. Jane McFee, seconded by John Schmidt, that the Board reapprove, in accordance with Rule 4723-26-14, OAC, The Ohio State University College of Nursing Community Health Worker Program for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

D&S Medication Aide Training Program

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, D&S Medication Aide Training Program for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care-Akron

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Akron for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

Dialysis Clinic, Inc.

Action: It was moved by Sandra Ranck, seconded by Brenda Boggs, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, Dialysis Clinic, Inc. for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

O'Neill Health Campus, North Ridgeville

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, O'Neil Health Campus, North Ridgeville, formerly known as Center Ridge Nursing Home, Inc., medication aide training program, for a period of two years effective November 19, 2015. Motion adopted by unanimous vote of the Board members.

National Certified Organizations for APRNS

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that the Board approve, for 2016, the following national certifying organizations for certified nurse practitioners, certified nurse-midwives, certified registered nurse anesthetists, and clinical nurse specialists seeking a certificate of authority to practice in Ohio, in accordance with Sections 4723.06(A) and 4723.46, ORC:

American Academy of Nurse Practitioners Certification Program
American Association of Critical-Care Nurses Certification Corporation
American Midwifery Certification Board
American Nurses Credentialing Center
Hospice and Palliative Credentialing Center
National Board of Certification and Recertification for Nurse Anesthetists
National Certification Corporation

Oncology Nursing Certification Corporation
Pediatric Nursing Certification Board

Motion adopted by unanimous vote of the Board members.

National Testing Organizations for Dialysis Technicians

Action: It was moved by Judith Church, seconded by Nancy Fellows, that the Board approve, for 2016, the following national testing organizations as dialysis technician testing organizations in accordance with Section 4723.751, ORC, and Rule 4723-23-10 (A), OAC: (1) Board of Nephrology Examiners Nursing and Technology (BONENT); and (2) National Nephrology Certification Organization (NNCO). Motion adopted by unanimous vote of the Board members.

OBN Approver of Continuing Education – Northwest State Community College, Division of Nursing

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that the Board reapprove Northwest State Community College, Division of Nursing, OBN-008-92, as an approver of continuing education through November 30, 2020 in accordance with Rule 4723-14-10, OAC. Motion adopted by unanimous vote of the Board members.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board September 1, 2015 through October 31, 2015 to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; dialysis technician interns; community health workers; and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

EXECUTIVE SESSION

On Thursday, November 19, 2015:

Action: It was moved by Janet Arwood that the Board go into Executive Session to discuss pending or imminent court action with legal counsel, and to discuss the employment, dismissal, discipline, promotion, demotion or compensation of a public employee. A roll call vote was taken. The Board entered Executive Session at 9:55 a.m. and reported out of Executive Session at 10:38 a.m.

ADJUDICATION AND COMPLIANCE

On Friday, November 20, 2015, Maryam Lyon requested that each Board member verify they reviewed all materials in depth by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from

participating in the adjudication of any matter. All Board Members responded by saying "yes".

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Nancy Fellows, seconded by Sandra Ranck, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Poray, Carrie, R.N. 407578 (CASE #15-3795); Fortune, Ashley, R.N. 318959 (CASE #15-3927); Derifield, Stephanie, R.N. 346040, P.N. 099182 (CASE #15-4505); Harris, Elizabeth, P.N. 090793 (CASE #15-4405); Bartholomee, Helen, R.N. 316905 (CASE #15-4535); Rosier, Danna, R.N. 365892 (CASE #15-3738); Mauler, Cindy, R.N. 345263 (CASE #15-4690); Jones, Linette, R.N. 318465 (CASE #15-5063); Thompson, Christina, P.N. NCLEX (CASE #15-1527); Noe, Jaime, R.N. 379330 (CASE #15-4235); Patterson, Gail, P.N. 090410 (CASE #13-1887); Holderfield, Phillis, R.N. 349539 (CASE #15-5058); Hibbs, Diana, R.N. 301944 (CASE #15-6419); Leitenberger, Carolyn, R.N. 214178 (CASE #15-6078); Wilhelm, Carla, R.N. 305647 (CASE #15-4647); Maly, Rynne, R.N. 347532 (CASE #15-6428); Murorunkwere, Bernadette, R.N. 348191 (CASE #15-6118); Williams, Goldtina, R.N. 324312, P.N. 109832 (CASE #15-6985); Jeffers, Mary, R.N. 234442 (CASE #13-8439); Jones, Jennifer, P.N. 070599 (CASE #14-0272); Wilburn, II, Jeffrey, P.N. 125445 (CASE #15-1990); Glaser, Richard, R.N. 401035 (CASE #15-6792); Richardson, Lora, P.N. Endorse (CASE #13-4392); Faulkner, Monica, R.N. 314997 (CASE #15-3534); Miller, Mary, R.N. 164892 (CASE #15-2996); Snyder, Tuyet, P.N. 139403 (CASE #15-5314); Lieder, Mary, R.N. 154205, COA 07002, CTP 07002 (CASE #14-5796); Ward, Sharon, R.N. 257225 (CASE #15-7293); Raudebaugh, Elizabeth, R.N. 313196 (CASE #15-4180); Hazeltine, Jeremy, P.N. 132938 (CASE #14-3459); McFeeters, Diana, R.N. 384262, P.N. 142424 (CASE #15-5690); Gander, Derek, R.N. 393028, P.N. 145598 (CASE #14-1097); Nacey, Margaret, R.N. 362529, COA 11683 (CASE #15-2430); Sheets, Chelsie, P.N. 158917 (CASE #15-5191); Rutherford, Christina, R.N. 323227 (CASE #15-0407); Petersheim, Ruth, P.N. 093445 (CASE #15-1071); Clark, Robert, P.N. 128487 (CASE #15-3678); Campbell, Mindi, P.N. 094936 (CASE #15-4565); Westfall, Angela, R.N. 348161 (CASE #13-4767); Naeve, Leah, R.N. 367185 (CASE #14-1797); Hively, Danielle, R.N. 382006, P.N. 143856 (CASE #15-3922); Yaeger, Angela, R.N. 348366 (CASE #15-5673); Creekbaum, Amy, R.N. 350133, P.N. 128467 (CASE #15-1931); Dyke, Daryl, R.N. 243712 (CASE #15-5678); Kroener, Stanley, P.N. 137632 (CASE #13-5594); Bullock, Sharon, P.N. 090343 (CASE #15-4867); Steers, Stacey, R.N. 282337 (CASE #14-5997); Howard, Tyra, R.N. 348808, P.N. 098642 (CASE #15-2066); Noori, Mozghan, R.N. 220354 (CASE #15-4185); Coontz, Jason, R.N. 354147 (CASE #15-6249); Grose, Stephanie, P.N. 140255 (CASE #15-2800); Miller, Jenny, P.N. 136456 (CASE #15-1178); Orick, Michael, R.N. 347637 (CASE #15-4061); Eaton, William, R.N. 387827 (CASE #15-5185); Beavers, Trenese, P.N. 121585 (CASE #14-3468); Hill, Carl, R.N. 317372

(CASE #14-6181); Ruffing, Jodie, R.N. 293476 (CASE #15-6661); Smith, Jessica, R.N. 364712 (CASE #15-2962); Lindberg, Tiffany, R.N. 281960 (CASE #14-6038); Sudano, Danielle, P.N. 156288 (CASE #15-2784); Bryant, Timara, P.N. 113173 (CASE #15-5536); Yerger, Kevin, R.N. 326734 (CASE #14-6900); Hayes, Sarah, D.T. 02385 (CASE #15-5650); Sperber, Lesley, R.N. 273251 (CASE #13-2076); Jude, Tracy, R.N. 333577 (CASE #15-5018); Barilla-Federoff, Patricia, R.N. 151396 (CASE #15-5382); Burns, Kristen, R.N. 386982 (CASE #15-5396); Zehender, Letitia, P.N. 124671 (CASE #15-4105); Eyerman, LaJeannia, P.N. 126636 (CASE #15-3355); Young, Brandi, P.N. 109465 (CASE #15-1369); Ohl, Cassie, P.N. 150605 (CASE #15-2549); Hice, Lauren, R.N. 366021 (CASE #15-0291); Evans, Alyson, R.N. 334971, COA 11623, CTP 11623 (CASE #15-2498); Weigel, Jeanette, P.N. 072817 (CASE #15-6782); Trainee, Sandra, R.N. 292225 (CASE #13-7317); Toeran, Chrystal, R.N. 237777 (CASE #15-2273); Warren, Twyla, P.N. 151523 (CASE #13-4993); Dudas, Sandra, R.N. 370684 (CASE #15-1856); Buby, Mary, P.N. 073642 (CASE #15-1485).

Motion adopted by unanimous vote of the Board members present.

Action: It was moved by Sandra Ranck, seconded by Lisa Klenke, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723 for the following case(s): Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Norwood (CASE #15-7440), and Antonelli College Practical Nursing Program (CASE #15-7438).

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

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Harris, Monique, R.N. 356306, P.N. 125305 (CASE #15-6843); Copley, Sarah, P.N. 120022 (CASE #15-0011); Helton, Jennifer, P.N. 102807 (CASE #15-6474); Costanzo, Tricia, P.N. 137416 (CASE #15-7076); Dewit, Rachael, P.N. 125455 (CASE #15-0761); Javens, Helenia, P.N. 122676 (CASE #14-5760); Duecaster, Jeneise, P.N. 087904 (CASE #15-0430); Horvath, Suzanna, P.N. 148432 (CASE #15-7347); DeMoss, Patricia, R.N. 359756 (CASE #15-3796);

Motion adopted by unanimous vote of the Board members present.

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723., ORC for the following case:

Watson, Victoria, P.N. 148673 (CASE #14-4477).

Motion adopted by unanimous vote of the Board members present.

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board issue a Notice of Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Williamson, Siobhan, D.T. 04546 (CASE #15-4588); Brown, Yvette, P.N. 099257 (CASE #15-4064); Weedman, Katherine, P.N. 119541 (CASE #15-5694); Wargo, Nancy, R.N. 341376 (CASE #15-5695); Capiccioni, Nancy, R.N. 239454 (CASE #15-5929); McCune, Elizabeth, R.N. 227563, P.N. 080970 (CASE #15-6188); Watson, Rachel, P.N. 140414 (CASE #15-5702); Bowen, Hannah, R.N. NCLEX. P.N. 143484 (CASE #15-6775); Williams, Charlise, D.T. 04088 (CASE #15-3789); Harris, Alicia, P.N. 116481 (CASE #15-5697); Orue, Maria, R.N. 327301 (CASE #15-5465); Underwood, Tara, R.N. 266848 (CASE #15-6762); Lyons, Susan, R.N. 317037 (CASE #15-5888); Soto-Garcia, Sara, P.N. 112664 (CASE #15-6920); Cammett, Barbara, P.N. 138825 (CASE #15-6599); Lockhart, Sarah, P.N. 152154 (CASE #15-5885); Zupan, Mia, P.N. 121622 (CASE #15-6919).

Motion adopted by unanimous vote of the Board members present.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Janet Arwood, seconded by Patricia Sharpnack, that the Board Immediately Suspend the license(s) and issue a Notice of Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Lunder, Joseph, R.N. 378636 (CASE #15-6234); Scott, Ashley, R.N. 346308, P.N. 122255 (CASE #15-6144).

Motion adopted by unanimous vote of the Board members present.

The Immediate Suspension Notices for these cases had already been issued by the time the Notices of Opportunity for Hearing were approved during the meeting.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by John Schmidt, seconded by Sheryl Warner, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Allen, Susan, P.N. 049433 (CASE #14-6339); Phillips, Deborah, P.N. 093648 (CASE #15-6032); Mellott, Wendy, R.N. 206180 (CASE #15-6388); Liggett, Kimberly, R.N. 364147 (CASE #15-0266); McElwee, Sarah, R.N. 303476 (CASE

#15-3817); Ensign, Kimberly, P.N. 093526 (CASE #13-2137); Bastien, Janet, D.T. 00322 (CASE #15-7189); Karis, Sue, P.N. 056243 (CASE #15-7213); Gavin, John, R.N. 343485 (CASE #15-4770); Podgorski, Nicole, P.N. 115899 (CASE #15-7594).

Motion adopted by unanimous vote of the Board members present.

CONSENT AGREEMENTS

Action: It was moved by J. Jane McFee, seconded by John Schmidt, that the Board approve the Consent Agreements for violations of Chapter 4723., ORC entered into by and between the Board in the following case(s):

Inal, Jennifer, R.N. 337878 (CASE #15-1303); Whritenour, Paula, R.N. 347986 (CASE #13-6729); Mason, Deann, P.N. 116392 (CASE #14-3142); Whitledge, Donna, R.N. 174637 (CASE #14-5130); McCormick, Brendan, R.N. 258409 (CASE #14-4900); Fortier, Lori, R.N. 252426, COA 18177, COA 07613, CTP 07613 (CASE #15-3403); Lucia, Cheryl, R.N. 309302 (CASE #13-5908); Zdesar, Erika, D.T. applicant (CASE #15-4448); Maines, Timothy, R.N. 275152 (CASE #15-0037); Moran, Jennifer, R.N. 318706, COA 13494, CTP 13494 (CASE #14-6492); Sears, Dawn, P.N. 134777 (CASE #15-1825); Holman, Tonesia, R.N. NCLEX, P.N. 139071 (CASE #15-3592); Moore, Michelle, R.N. 411994, P.N. 109532 (CASE #15-3324); Nolcox, Daija, R.N. NCLEX (CASE #15-4581); Hinton-Robinson, Shelly, R.N. 348315, P.N. 118590 (CASE #15-1064); Robinson, Stephanie, P.N. 095662 (CASE #15-4993); White, Katia, P.N. NCLEX (CASE #15-1286); Radeff, Kelly, R.N. 228816 (CASE #15-3055); Toma, Jordan, R.N. 396445 (CASE #15-3056); Lawrence, Charles, R.N. 318418 (CASE #15-0029); Wickline, Meagan, R.N. 364453 (CASE #14-6276); Lane, Alice, P.N. 097031 (CASE #14-2497); Kelley, Jennifer, R.N. 333768 (CASE #15-3059); Jacobs, Hannah, R.N. 381161 (CASE #15-2015); Trimble, Nikita, P.N. NCLEX (CASE #15-4804); Leeds, Roberta, R.N. 243583 (CASE #15-3192); Webster, Jonathan, R.N. 420259 (CASE #15-3955); Shirak, Nicholas, R.N. 398757 (CASE #15-5671); Neal, Rachel, R.N. 388775 (CASE #15-4631); Caron, Gregory, P.N. 098980 (CASE #15-4888); Riley, Jessica, P.N. NCLEX (CASE #15-5655); Silbey, Amy, R.N. Endorse (CASE #15-6252); Tharp, Bobetta, P.N. 107024 (CASE #15-1355); Bickerstaff, Haylee, R.N. NCLEX (CASE #15-5513); Jones, Trina, P.N. 135047, D.T. applicant (CASE #15-6727); Kinsey, Barbara, R.N. 388574, P.N. 112223 (CASE #15-0253); Kolanko, Lindsay, R.N. 333176 (CASE #14-4211); Moore, Charles, P.N. 130340 (CASE #14-3204); Parrish, Stormie, R.N. 336732 (CASE #15-4869); Roberson, Joi, P.N. 145038 (CASE #15-5535); Sontowski, Nancy, R.N. 247262 (CASE #15-0189); Wannemacher, Shannon, R.N. 295919 (CASE #15-1420); Bobbitt, Brandon, R.N. Endorse (CASE #15-3945); Bowers, Carmen, R.N. NCLEX (CASE #15-5709); Davidson, Amy, P.N. 126419 (CASE #15-6031); Tessman, Jennifer, R.N. 296367, COA 16050, CTP 16050 (CASE #15-5820); Carrizales, Soledad, R.N. NCLEX (CASE #15-3132); Channels-Monroe, India, P.N. NCLEX (CASE #15-1739); Girts, Ruth, R.N. 198460 (CASE #14-3825); Kiser, Kimberly, R.N. 260449 (CASE #14-4449); Pirigyi, Melissa, P.N. 123613 (CASE #14-3584); Rose, Brittany, R.N. Endorse

(CASE #15-6957); Shackett, Evelyn, P.N. NCLEX (CASE #15-6982); Staton, Janna, R.N. 392621, P.N. 125590 (CASE #15-4928); Williams, Deshawna, P.N. 137065 (CASE #14-0906); Barnett, Marissa, R.N. 386359 (CASE #14-3807); Belenkaya, Regina, R.N. 398628, COA 15466 (CASE #15-5665); Brown, Deborah, R.N. 314889, P.N. 085782 (CASE #15-2366); Hoover, John, P.N. 117252 (CASE #15-5134); Jones, Kathleen, R.N. 192160 (CASE #14-2695); Spildener, Victoria, R.N. 371349 (CASE #15-3058); Dew, Benjamin, R.N. 385681 (CASE #15-5211); Kilkenny, Mary, R.N. 070702 (CASE #14-0213); Luketic, Dianna, P.N. 081708 (CASE #15-1345); Waechter, Linda, R.N. 208708 (CASE #14-0678); Beldon, Sara, R.N. 326331, COA 15879, CTP 15879 (CASE #15-6191); Green, Kachinda, P.N. 116641 (CASE #15-6927); Jones, Katrese, P.N. 132993 (CASE #15-1338); Hill, Edward, R.N. 373519 (CASE #15-6337); Ciufu, Susan, R.N. 319502, COA 15880 (CASE #15-5445); Jordan, Robert, R.N. 313222 (CASE #15-3497); Thames, Kwanita, P.N. 130417 (CASE #14-5291); Curry, Lori, R.N. 257246 (CASE #15-4203); Milliken, Julie, R.N. 358941 (CASE #15-5215); Buettner, Jennifer, R.N. 405173 (CASE #15-6970); Stapleton, Colleen, P.N. 153867 (CASE #14-4086); Shupe-Pearson, Kenneth, P.N. Endorse (CASE #15-2133); Carruthers, Tamara, P.N. 146642 (CASE #15-2174); Tabor, Charlene, R.N. 264141, P.N. 051027 (CASE #15-5958); Ferreira, Jaclyn, P.N. 122745 (CASE #14-1880); Lemaster, Andrew, R.N. 359743, P.N. 129167 (CASE #15-5752); Yonkers, Melissa, P.N. 113804 (CASE #15-5657); Coyle, Allison, P.N. NCLEX (CASE #15-1962); Heckman, Erin, R.N. 379862 (CASE #15-7181); Scalia, Kassidy, P.N. 127930 (CASE #15-4994); Dryer, Jennifer, R.N. 362981 (CASE #13-7485); Coulbourne, Dawnette, P.N. 060689 (CASE #15-0274); Dusthimer, Amy, R.N. 364399 (CASE #15-0524); Garrison, Linda, R.N. 353248 (CASE #15-2452); Keidel, Christine, R.N. 264229 (CASE #15-4512); Kurilov, Nadezhda, P.N. 146076 (CASE #15-3189); Ramirez, Evelyn, R.N. 398242 (CASE #15-1728); Reynolds, Danielle, R.N. 351494 (CASE #15-4589); Spitler, Barbette, R.N. 234045 (CASE #15-2948); Wilks, Sarah, P.N. 112427 (CASE #14-3413); Williams, Chaeuteya, P.N. 138363 (CASE #14-2350); Wright, Kristen, P.N. 118059 (CASE #13-2951); Piazza, Farran, P.N. NCLEX (CASE #15-2517); Hamilton, Misti, P.N. 131557 (CASE #14-5268); Townsend, Chloe, R.N. 378492 (CASE #13-7499); Babbitt, Jeffrey, R.N. 358007 (CASE #15-2019); Beckett, Michelle, P.N. NCLEX (CASE #14-6051); Broomfield-Johnson, Janet, R.N. 278084 (CASE #14-3223); Butts, Kimberley, R.N. 308169, COA 15410, CTP 15410 (CASE #15-3869); DeNicola, Tony, R.N. 355253, COA 16442, CTP 16442 (CASE #15-7643); Denney, Terri, P.N. 126059 (CASE #15-1268); Hall, Syreeta, P.N. 135425 (CASE #14-5269); Kurfiss, Sonya, R.N. 339338 (CASE #13-6936); Lowe, April, P.N. 149857 (CASE #14-3641); McMenamain, Katie, R.N. 362894, COA 16410, CTP 16410 (CASE #15-7062); Nance, Melissa, R.N. 266726 (CASE #15-7191); Patterson, Malinda, R.N. 294317 (CASE #15-7448); Vickery, Alexis, P.N. NCLEX (CASE #15-5391); Stewart, Katelynn, P.N. NCLEX (CASE #15-6410).

Lauralee Krabill voted no on Coulbourne, Dawnette, P.N. 060689 (CASE #15-0274), and abstained from voting on McCormick, Brendan, R.N. 258409 (CASE #14-4900), and Denney, Terri, P.N. 126059 (CASE #15-1268). J. Jane McFee

voted no on Trimble, Nikita, P.N. NCLEX (CASE #15-4804), Williams, Deshawna, P.N. 137065 (CASE #14-0906) and Curry, Lori, R.N. 257246 (CASE #15-4203). Sandra Ranck voted no on McCormick, Brendan, R.N. 258409 (CASE #14-4900), and abstained on Stapleton, Colleen, P.N. 153867 (CASE #14-4086). Sheryl Warner voted no on Lucia, Cheryl, R.N. 309302 (CASE #13-5908). Maryam Lyon voted no on McCormick, Brendan, R.N. 258409 (CASE #14-4900), Zdesar, Erika, D.T. applicant (CASE #15-4448), and Robinson, Stephanie, P.N. 095662 (CASE #15-4993). Patricia Sharpnack voted no on McCormick, Brendan, R.N. 258409 (CASE #14-4900), and Coulbourne, Dawnette, P.N. 060689 (CASE #15-0274). Janet Arwood voted no on McCormick, Brendan, R.N. 258409 (CASE #14-4900), Robinson, Stephanie, P.N. 095662 (CASE #15-4993), and Williams, Chauteya, P.N. 138363 (CASE #14-2350).

Motion adopted by a majority vote of the Board members present.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Swords, Sharon, P.N. 131175 (CASE #14-4719)

Action: It was moved by Maryam Lyon, seconded by John Schmidt, that the Board accept **MS. SWORDS's** September 28, 2015 late-filed Objections. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and the recommendation in the Hearing Examiner's Report and Recommendation and that **SHARON MAE SWORDS's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present at the meeting.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Kubincanek, Troy, R.N. 347868 (CASE #14-3466)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that the Board redact the full social security number that appears in Exhibit F in accordance with the Federal Privacy Act of 1974. It was further moved that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **TROY DAVID KUBINCANEK's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MR. KUBINCANEK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic Restrictions, unless otherwise approved in advance by the Board, and the Permanent Practice Restrictions** and set forth below.

The rationale for the modification is as follows: In the recommendation on page 25, the Hearing Examiner inadvertently referred to an “automatic” suspension and on page 27, a “summary temporary” suspension, when the correct legal reference is “immediate suspension” according to Section 3719.121, ORC. Regarding the sanction, the Board determined in its expertise that based on the facts of this case, permanent practice restrictions from high risk and unsupervised areas are necessary to protect the public, rather than the temporary restrictions as recommended by the Hearing Examiner. **MR. KUBINCANEK’s** acts were intentional and he manipulated patient records to obtain Dilaudid orders from physicians so that he could divert medication for self-administration. **MR. KUBINCANEK** totally disregarded his responsibility to his patients by his acts. These are aggravating factors.

If **MR. KUBINCANEK** is reinstated after the two-year period the Board has determined that a two-year probationary period with the imposed permanent practice restrictions will adequately protect the public.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. KUBINCANEK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. KUBINCANEK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. KUBINCANEK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. KUBINCANEK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. KUBINCANEK’s** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. KUBINCANEK** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the “Treasurer, State of Ohio,” to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MR. KUBINCANEK** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed

- to him by another so authorized by law who has full knowledge of **MR. KUBINCANEK's** history. **MR. KUBINCANEK** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. KUBINCANEK** shall, at his expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. KUBINCANEK** shall provide the chemical dependency professional with a copy of this Order, and the Notices. Further, **MR. KUBINCANEK** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. KUBINCANEK's** license, and a statement as to whether **MR. KUBINCANEK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. The chemical dependency professional shall include a specific recommendation in the written opinion as to whether **MR. KUBINCANEK** should be required to abstain from alcohol or any products containing alcohol.
 7. **MR. KUBINCANEK** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. KUBINCANEK's** license.
 8. **If recommended by the chemical dependency evaluation, MR. KUBINCANEK** shall abstain completely from the use of alcohol or any products containing alcohol.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. KUBINCANEK** shall submit, at his expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. KUBINCANEK's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. KUBINCANEK** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. KUBINCANEK's** history.

10. Within thirty (30) days prior to **MR. KUBINCANEK** initiating drug screening, **MR. KUBINCANEK** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. KUBINCANEK**.
11. After initiating drug screening, **MR. KUBINCANEK** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. KUBINCANEK** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **If recommended in the chemical dependency evaluation, for a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. KUBINCANEK** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. KUBINCANEK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MR. KUBINCANEK** shall, at his expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. KUBINCANEK** shall provide the psychiatrist with a copy of this Order, the September 19, 2014 Notice of Opportunity for Hearing, and the August 15, 2014 Notice of Immediate Suspension and Opportunity for Hearing ("Notices"), and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. KUBINCANEK's** license, and a statement as to whether **MR. KUBINCANEK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MR. KUBINCANEK** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR.**

KUBINCANEK's license.

Reporting Requirements of MR. KUBINCANEK

15. **MR. KUBINCANEK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MR. KUBINCANEK** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
17. **MR. KUBINCANEK** 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.
18. **MR. KUBINCANEK** 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.
19. **MR. KUBINCANEK** 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.
20. **MR. KUBINCANEK** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MR. KUBINCANEK** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. KUBINCANEK's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. KUBINCANEK** shall **notify the Board, in writing.**
11. **MR. KUBINCANEK** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting employment as a nurse.** **MR. KUBINCANEK** shall have his employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MR. KUBINCANEK** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.
12. **MR. KUBINCANEK** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MR. KUBINCANEK

13. **MR. KUBINCANEK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MR. KUBINCANEK** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MR. KUBINCANEK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. **MR. KUBINCANEK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MR. KUBINCANEK** 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.
18. **MR. KUBINCANEK** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. KUBINCANEK** 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

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Jamison, Victoria, R.N 368615 (CASE #14-2475)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board grant the State's motion to place Exhibit 7 under seal in order to preserve patient confidentiality in accordance with Section 4723.28(l)(1), ORC; in doing so it was not necessary to redact a social security number within the sealed exhibit. It was further moved that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **VICTORIA PEARL JAMISON's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. JAMISON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

and rules governing the practice of nursing in Ohio.

2. **MS. JAMISON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. JAMISON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JAMISON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. JAMISON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. JAMISON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JAMISON's** history. **MS. JAMISON** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. JAMISON** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. JAMISON** shall, at her expense, obtain 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. JAMISON** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. JAMISON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. JAMISON's** license, and a statement as to whether **MS. JAMISON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. JAMISON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. JAMISON's** license.

8. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. JAMISON** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. JAMISON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. JAMISON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JAMISON's** history.
9. Within thirty (30) days prior to **MS. JAMISON** initiating drug screening, **MS. JAMISON** 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. JAMISON**.
10. After initiating drug screening, **MS. JAMISON** 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. JAMISON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. JAMISON** 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. JAMISON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. JAMISON** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. JAMISON** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes

diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. JAMISON's** license, and a statement as to whether **MS. JAMISON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. JAMISON

14. **MS. JAMISON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. JAMISON** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. JAMISON** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. JAMISON** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. JAMISON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. JAMISON** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. JAMISON** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

acceptable and prevailing standards of safe nursing care based upon an interview with **MS. JAMISON** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. JAMISON's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. JAMISON** 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. JAMISON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. JAMISON** 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. JAMISON** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. JAMISON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. JAMISON** shall **notify the Board, in writing.**
11. **MS. JAMISON** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. JAMISON** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. JAMISON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **Upon the request of the Board or its designee, MS. JAMISON** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. JAMISON

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

and prevailing standards of safe nursing practice.

15. **MS. JAMISON** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. JAMISON** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. JAMISON** 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.
18. **MS. JAMISON** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. JAMISON** 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. JAMISON shall not administer, have access to, or possess (except as prescribed for **MS. JAMISON's** use by another so authorized by law who has full knowledge of **MS. JAMISON's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. JAMISON** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. JAMISON** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

MS. JAMISON shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions

include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Harding, Christina, P.N. 118588 (CASE #14-1261)

Action: It was moved by J. Jane McFee, seconded by Patricia Sharpnack, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the recommendation in the Hearing Examiner's Report and Recommendation, and that **CHRISTINA LYNN HARDING's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) years retroactive to May 16, 2014, with the conditions for reinstatement set forth below, and following reinstatement, **MS. HARDING's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is the following: The Hearing Examiner recommends that **MS. HARDING** submit compliance with any and all aspects of the May 2008 Consent Agreement as reinstatement conditions. The May 2008 Consent Agreement ceased when the Board issued the May 2014 Automatic

Suspension and the reinstatement conditions will be set forth in the November 2015 Adjudication Order.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HARDING** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HARDING** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. HARDING** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HARDING**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HARDING's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HARDING** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Grief and Stress Management.

Monitoring

5. **MS. HARDING** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARDING's** history. **MS. HARDING** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. HARDING** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Within forty-five (45) days prior to requesting reinstatement by the Board, MS. HARDING** shall, at her expense, obtain 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. HARDING** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. HARDING** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary

- for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HARDING's** license, and a statement as to whether **MS. HARDING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HARDING** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HARDING's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HARDING** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HARDING's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HARDING** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARDING's** history.
 10. Within thirty (30) days prior to **MS. HARDING** initiating drug screening, **MS. HARDING** 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. HARDING**.
 11. After initiating drug screening, **MS. HARDING** 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. HARDING** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HARDING** shall attend a minimum of

- three (3) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HARDING** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Upon request by the Board or its designee, MS. HARDING** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HARDING** shall provide the psychiatrist with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HARDING's** license, and a statement as to whether **MS. HARDING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 14. **MS. HARDING** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HARDING's** license.
- Reporting Requirements of MS. HARDING**
15. **MS. HARDING** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
 16. **MS. HARDING** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
 17. **MS. HARDING** 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.
 18. **MS. HARDING** 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.
 19. **MS. HARDING** 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.

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

21. **MS. HARDING** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. HARDING's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

- ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HARDING** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARDING's** history.
6. **MS. HARDING** shall attend a minimum of three (3) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HARDING** shall provide satisfactory documentation of such attendance to the Board every six (6) months.
 7. **Upon request by the Board or its designee, MS. HARDING** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HARDING** shall provide the psychiatrist with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HARDING's** license, and a statement as to whether **MS. HARDING** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. HARDING** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HARDING's** license.

Treating Practitioners and Reporting

9. Within sixty (60) days of the execution of the probationary period, **MS. HARDING** 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. HARDING** 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.
10. **MS. HARDING** 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. HARDING** throughout the duration of this Order.

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

Employment Conditions

12. Prior to accepting employment as a nurse, each time with every employer, **MS. HARDING** shall **notify the Board, in writing.**
13. **MS. HARDING** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. HARDING** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. HARDING** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
14. **Upon the request of the Board or its designee, MS. HARDING** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. HARDING

15. **MS. HARDING** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. **MS. HARDING** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
17. **MS. HARDING** 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.
18. **MS. HARDING** 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.

19. **MS. HARDING** 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.
20. **MS. HARDING** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. HARDING** 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. HARDING shall not administer, have access to, or possess (except as prescribed for **MS. HARDING's** use by another so authorized by law who has full knowledge of **MS. HARDING's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HARDING** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HARDING** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Freeman, Cheryl, R.N. 173037 (CASE #14-4458)

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **CHERYL L. FREEMAN's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. FREEMAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FREEMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FREEMAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. FREEMAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FREEMAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FREEMAN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. FREEMAN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FREEMAN's** history. **MS. FREEMAN** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. FREEMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. FREEMAN** shall, at her expense, obtain 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. FREEMAN** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. FREEMAN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. FREEMAN's** license, and a statement as to whether **MS. FREEMAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. FREEMAN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. FREEMAN's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FREEMAN** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. FREEMAN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. FREEMAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FREEMAN's** history.

9. Within thirty (30) days prior to **MS. FREEMAN** initiating drug screening, **MS. FREEMAN** 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. FREEMAN**.
10. After initiating drug screening, **MS. FREEMAN** 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. FREEMAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FREEMAN** 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. FREEMAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FREEMAN

12. **MS. FREEMAN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. FREEMAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MS. FREEMAN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. FREEMAN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. FREEMAN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

18. **MS. FREEMAN** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. FREEMAN's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

submitted by **MS. FREEMAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FREEMAN's** history.

6. **MS. FREEMAN** 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. FREEMAN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. FREEMAN** 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. FREEMAN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. FREEMAN** 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. FREEMAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FREEMAN** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. FREEMAN** shall **notify the Board, in writing, and obtain the Board's approval to accept the nursing employment.**
11. **MS. FREEMAN** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. FREEMAN** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. FREEMAN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. FREEMAN

13. **MS. FREEMAN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. FREEMAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. FREEMAN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. FREEMAN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. FREEMAN** 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.
18. **MS. FREEMAN** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FREEMAN** 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. FREEMAN shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. FREEMAN** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Borba, Jennifer, R.N. 291419 (CASE #14-3622)

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation and that **JENNIFER JO BORBA's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Kane, Angela, R.N. 229294 (CASE #14-4791)

Action: It was moved by Sandra Ranck, seconded by Brenda Boggs, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ANGELA GLORIA KANE's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. KANE's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of five (5) years, including the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board has determined in its expertise that a longer period of suspension is required due to the seriousness of **MS. KANE's** criminal offense.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. KANE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KANE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. KANE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KANE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KANE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. KANE** shall submit documentation of her full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas in Case Number 14 CR 11 6108.
5. **Prior to requesting reinstatement by the Board, MS. KANE** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Ethics; five (5) hours of Professionalism; five (5) hours of Documentation; and two (2) hours of Ohio Nursing Law and Rules.

Reporting Requirements of MS. KANE

6. **MS. KANE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MS. KANE** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. KANE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. KANE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. KANE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. KANE** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. KANE** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. KANE's license shall be subject to the following probationary terms and restrictions for a minimum period of five (5) years.

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. KANE** shall **notify the Board, in writing.**
4. **MS. KANE** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. KANE** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. KANE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
5. **Upon request by the Board or its designee, MS. KANE** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. KANE

6. **MS. KANE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. KANE** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. KANE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. KANE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. KANE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. KANE** shall verify that the reports and documentation required by this Order are received in the Board office.

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Beanblossom, Rebecca, R.N. 394684 (CASE #14-5009)

Action: It was moved by Lisa Klenke, seconded by Sandra Ranck, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, with the exception of Conclusion of Law No. 2 on page 15; and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **REBECCA LEIGH BEANBLOSSOM's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time until at least December 1, 2017, with the conditions for reinstatement set forth below, and following reinstatement, **MS. BEANBLOSSOM's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Practice Restrictions** set forth below.

The rationale for the modification is the following: First, Conclusion of Law No. 2, page 15, states that **MS. BEANBLOSSOM** timely filed an "appeal" when as noted in the Findings of Fact, she timely submitted a "request for hearing."

Second, if **MS. BEANBLOSSOM** is to be given an opportunity to practice nursing in the future, the Board has determined that a suspension with reinstatement conditions and subsequent probation rather than a license revocation would be a more effective measure of public protection.

Third, the reinstatement conditions are set forth below as part of this Order; rather than in the July 2013 Consent Agreement, which ceased to exist at the time the Notice of Automatic Suspension was issued by the Board.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BEANBLOSSOM** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BEANBLOSSOM** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. BEANBLOSSOM** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BEANBLOSSOM**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BEANBLOSSOM's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. BEANBLOSSOM**

shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **If requested by the Board or its designee and within ninety (90) days of that request, MS. BEANBLOSSOM** shall, at her expense, obtain 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. BEANBLOSSOM** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. BEANBLOSSOM** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BEANBLOSSOM's** license, and a statement as to whether **MS. BEANBLOSSOM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

7. **If requested by the Board or its designee and within ninety (90) days of that request, MS. BEANBLOSSOM** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. BEANBLOSSOM** shall provide the psychiatrist with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BEANBLOSSOM's** license, and a statement as to whether **MS. BEANBLOSSOM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. BEANBLOSSOM

9. **MS. BEANBLOSSOM** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
10. **MS. BEANBLOSSOM** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
11. **MS. BEANBLOSSOM** 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.
12. **MS. BEANBLOSSOM** 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.
13. **MS. BEANBLOSSOM** 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.
14. **MS. BEANBLOSSOM** shall verify that the reports and documentation required by this Order are received in the Board office.
15. **MS. BEANBLOSSOM** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS.

BEANBLOSSOM's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. BEANBLOSSOM** 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. BEANBLOSSOM** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners,

and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. BEANBLOSSOM** shall **notify the Board, in writing.**
11. **MS. BEANBLOSSOM** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. BEANBLOSSOM** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. BEANBLOSSOM** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. BEANBLOSSOM** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. BEANBLOSSOM

13. **MS. BEANBLOSSOM** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. BEANBLOSSOM** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. BEANBLOSSOM** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the

Board or to employers or potential employers.

16. **MS. BEANBLOSSOM** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. BEANBLOSSOM** 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.
18. **MS. BEANBLOSSOM** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. BEANBLOSSOM** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Leitschuh, Andrea, R.N., 369681, P.N. 138346 (CASE #15-0325)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modified the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ANDREA K. LEITSCHUH's** licenses to practice nursing as a registered nurse and licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. LEITSCHUH's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Permanent Practice** and **Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is the following: If **MS. LEITSCHUH** is given an opportunity to practice nursing in the future, the Board has determined in its expertise that a suspension with reinstatement conditions and Board monitoring during the two (2) year period and subsequent probation rather than a license revocation would adequately protect the public.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

- submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LEITSCHUH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. LEITSCHUH's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. LEITSCHUH** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
 5. **Prior to requesting reinstatement by the Board, MS. LEITSCHUH** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Ethics.

Monitoring

6. **MS. LEITSCHUH** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LEITSCHUH's** history. **MS. LEITSCHUH** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. LEITSCHUH** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. LEITSCHUH** shall, at her expense, obtain 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. LEITSCHUH** shall provide the chemical dependency professional with a copy of this Order, the November 21, 2014 Notice of Opportunity for Hearing, the January 23, 2015 Notice of Opportunity for Hearing, and the March 13, 2015 Notice of Opportunity for Hearing ("Notices"). Further, **MS. LEITSCHUH** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LEITSCHUH's** licenses, and a statement as to whether **MS. LEITSCHUH** is capable of practicing nursing

according to acceptable and prevailing standards of safe nursing care.

9. **MS. LEITSCHUH** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. LEITSCHUH's** licenses.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LEITSCHUH** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. LEITSCHUH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. LEITSCHUH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LEITSCHUH's** history.
11. Within thirty (30) days prior to **MS. LEITSCHUH** initiating drug screening, **MS. LEITSCHUH** 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. LEITSCHUH**.
12. After initiating drug screening, **MS. LEITSCHUH** 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. LEITSCHUH** 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.
13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LEITSCHUH** 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. LEITSCHUH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. LEITSCHUH

14. **MS. LEITSCHUH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. LEITSCHUH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. LEITSCHUH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. LEITSCHUH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. LEITSCHUH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. LEITSCHUH** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. LEITSCHUH** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. LEITSCHUH's licenses shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Board or its designated representative as requested by the Board or its designee.

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. LEITSCHUH** shall **notify the Board, in writing.**
11. **MS. LEITSCHUH** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting employment as a nurse.** **MS. LEITSCHUH** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. LEITSCHUH** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.
12. **MS. LEITSCHUH** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. LEITSCHUH

13. **MS. LEITSCHUH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. LEITSCHUH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. LEITSCHUH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. LEITSCHUH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. LEITSCHUH** 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.

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

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Hudson, Kimberly, R.N. NCLEX, P.N. 134111 (CASE #14-4266)

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **KIMBERLY NICHELLE HUDSON's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. HUDSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Practice Restrictions** set forth below. It was further moved that the Board deny **MS. HUDSON's** application for licensure by examination as a registered nurse.

The rationale for the modification is the following: The Hearing Examiner recommended that the Board deny **MS. HUDSON's** application for licensure by examination as a registered nurse and that following one (1) year of compliance with probationary terms imposed on her LPN license, **MS. HUDSON** be permitted to reapply; and if granted, require **MS. HUDSON** to enter into a Consent Agreement. The Board, by order, cannot impose terms for an application that has not been filed or require **MS. HUDSON** to enter into a voluntary agreement.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to requesting reinstatement by the Board, MS. HUDSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HUDSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HUDSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HUDSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. HUDSON** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Critical Thinking; five (5) hours of Ethics; and five (5) hours of Professionalism.

Reporting Requirements of MS. HUDSON

6. **MS. HUDSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MS. HUDSON** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. HUDSON** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. HUDSON** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. HUDSON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. HUDSON** shall verify that the reports and documentation required by

this Order are received in the Board office.

12. **MS. HUDSON** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. HUDSON's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

1. **MS. HUDSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HUDSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HUDSON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

4. Prior to accepting employment as a nurse, each time with every employer, **MS. HUDSON** shall **notify the Board, in writing.**
5. **MS. HUDSON** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. HUDSON** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. HUDSON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. HUDSON

7. **MS. HUDSON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. HUDSON** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MS. HUDSON** 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.
10. **MS. HUDSON** 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.
11. **MS. HUDSON** 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.
12. **MS. HUDSON** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. HUDSON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

MS. HUDSON shall not function in a position or employment where the job duties

or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November, 2015.

Malloy, William, R.N. 169856, COA 01538 (CASE #14-3102)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **WILLIAM J. MALLOY's** license to practice nursing as a registered nurse and certificate of authority to practice as a certified registered nurse anesthetist in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MR. MALLOY's** license to practice nursing as a registered nurse and certificate of authority to practice as a certified registered nurse anesthetist shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. MALLOY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MALLOY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. MALLOY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MALLOY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. MALLOY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MR. MALLOY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MALLOY's** history. **MR. MALLOY** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MR. MALLOY** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Within six (6) months prior to requesting reinstatement by the Board, MR. MALLOY** shall, at his expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. MALLOY** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. MALLOY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MALLOY's** license and certificate, and a statement as to whether **MR. MALLOY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MR. MALLOY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the

- chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MALLOY's** license and certificate.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. MALLOY** shall submit, at his expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. MALLOY's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license and/or certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MALLOY** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MALLOY's** history.
 9. Within thirty (30) days prior to **MR. MALLOY** initiating drug screening, **MR. MALLOY** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. MALLOY**.
 10. After initiating drug screening, **MR. MALLOY** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. MALLOY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. MALLOY** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. MALLOY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 12. **Within six (6) months prior to requesting reinstatement by the Board, MR. MALLOY** shall, at his expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. MALLOY**

- shall provide the psychiatrist with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MALLOY's** license and certificate, and a statement as to whether **MR. MALLOY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MR. MALLOY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MALLOY's** license and certificate.
14. **Prior to requesting reinstatement by the Board, MR. MALLOY** shall, at his expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MR. MALLOY's** fitness for duty and safety to practice nursing as a registered nurse and certified registered nurse anesthetist. This Board approved physician shall provide the Board with complete documentation of **MR. MALLOY's** comprehensive physical examination and with a comprehensive assessment regarding **MR. MALLOY's** fitness for duty and safety to practice nursing as a registered nurse and certified registered nurse anesthetist. Prior to the examination, **MR. MALLOY** shall provide the Board approved physician with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. MALLOY** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MALLOY's** license and certificate, and stating whether **MR. MALLOY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
15. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MR. MALLOY's** license and certificate.

Reporting Requirements of MR. MALLOY

16. **MR. MALLOY** shall sign release of information forms allowing health

professionals and other organizations to submit requested documentation or information directly to the Board.

17. **MR. MALLOY** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
18. **MR. MALLOY** 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.
19. **MR. MALLOY** 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.
20. **MR. MALLOY** 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.
21. **MR. MALLOY** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MR. MALLOY** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. MALLOY's license and certificate shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

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

medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. MALLOY shall notify the Board, in writing.**
11. **MR. MALLOY** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse or certified registered nurse anesthetist.** **MR. MALLOY** shall have his employer(s), if working in a position where a license and certificate to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse or certified registered nurse anesthetist.** **MR. MALLOY** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MR. MALLOY** shall, **prior to working in a position where a license to practice nursing as a registered nurse or certificate of authority to practice as a certified registered nurse anesthetist is required,** complete and submit satisfactory documentation of completion of a nurse refresher course and nurse anesthetist course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MR. MALLOY

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

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

19. **MR. MALLOY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. MALLOY shall not practice nursing as a registered nurse and certified registered nurse anesthetist (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; (5) for an individual or group of individuals who directly engage **MR. MALLOY** to provide nursing services for fees, compensation, or other consideration or as a volunteer; or (6) for independent contract work or *locum tenens* assignments.

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

Additional Temporary Practice Restrictions for Certificate of Authority

MR. MALLOY shall obtain written approval from the Board or its designee prior to accepting any position for which a certificate of authority to practice as a certified registered nurse anesthetist is required.

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Horton III, Ronald, P.N. 131525 (CASE #14-2296)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **RONALD ERVIN HORTON III's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MR. HORTON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Temporary Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board has determined in its expertise that permanent revocation as recommended by the Hearing Examiner is not warranted based on the violations in this case.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. HORTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. HORTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. HORTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. HORTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. HORTON's** criminal records check reports to the

Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MR. HORTON** shall, in addition to the requirements for renewal of his license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Chemical Dependency; and one (1) hour of Ohio Nursing Law and rules.

Monitoring

5. **MR. HORTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HORTON's** history. **MR. HORTON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. HORTON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Upon the request of the Board or its designee, prior to requesting reinstatement by the Board, MR. HORTON** shall, at his expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. HORTON** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. HORTON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. HORTON's** license, and a statement as to whether **MR. HORTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. HORTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. HORTON's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. HORTON** shall submit, at his

- expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. HORTON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. HORTON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HORTON's** history.
10. Within thirty (30) days prior to **MR. HORTON** initiating drug screening, **MR. HORTON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. HORTON**.
 11. After initiating drug screening, **MR. HORTON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. HORTON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. HORTON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. HORTON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MR. HORTON** shall, at his expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. HORTON** shall provide the psychiatrist with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. HORTON's** license, and a statement as to whether **MR. HORTON**

is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MR. HORTON

15. **MR. HORTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MR. HORTON** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
17. **MR. HORTON** 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.
18. **MR. HORTON** 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.
19. **MR. HORTON** 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.
20. **MR. HORTON** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MR. HORTON** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. HORTON's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.

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

Monitoring

3. **Upon the request of the Board or its designee, and within sixty (60) days of the request, MR. HORTON** shall, at his expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. HORTON** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. HORTON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. HORTON's** license, and a statement as to whether **MR. HORTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. HORTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. HORTON's** license.
5. **MR. HORTON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HORTON's** history. **MR. HORTON** shall self-administer prescribed drugs only in the manner prescribed.
6. **MR. HORTON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. During the probationary period, **MR. HORTON** shall submit, at his expense and on the day selected, blood, breath, hair or urine specimens

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

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

Treating Practitioners and Reporting

9. Within sixty (60) days of the execution of the probationary period, **MR. HORTON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MR. HORTON** 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.
10. **MR. HORTON** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. HORTON** throughout the duration of this Order.
11. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. HORTON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

12. Prior to accepting employment as a nurse, each time with every employer, **MR. HORTON** shall **notify the Board, in writing.**
13. **MR. HORTON** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MR. HORTON** shall have his employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of**

accepting employment as a nurse. **MR. HORTON** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MR. HORTON

15. **MR. HORTON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. **MR. HORTON** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
17. **MR. HORTON** 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.
18. **MR. HORTON** 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.
19. **MR. HORTON** 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.
20. **MR. HORTON** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MR. HORTON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Adams, Angela, P.N. 153245 (CASE #14-5321)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modified the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ANGELA MARIE ADAMS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years retroactive to November 21, 2014, with the conditions for reinstatement set forth below, and following reinstatement, **MS. ADAMS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and

restrictions set forth below for a minimum period of three (3) years, including the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is as follows: Page 21 of the Report and Recommendation inadvertently refers to **MS. ADAMS** as a “Registered” nurse. Secondly, page 21 inadvertently refers to the November 21, 2014 Notice of Automatic Suspension and Opportunity for Hearing (“Notice”) as a Board “Order.” Lastly, **MS. ADAMS** should not be ordered to comply with the May 2014 Consent Agreement in order to be reinstated as that agreement ceased to exist when the November 21, 2014 Notice was issued.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ADAMS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ADAMS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. ADAMS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ADAMS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ADAMS’s** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. ADAMS** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Chemical Dependency; and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

5. **MS. ADAMS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ADAMS’s** history. **MS. ADAMS** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. ADAMS** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Within six (6) months prior to requesting reinstatement by the Board,**

- MS. ADAMS** shall, at her expense, obtain 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. ADAMS** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. ADAMS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. ADAMS's** license, and a statement as to whether **MS. ADAMS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. ADAMS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. ADAMS's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ADAMS** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. ADAMS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. ADAMS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ADAMS's** history.
 10. Within thirty (30) days prior to **MS. ADAMS** initiating drug screening, **MS. ADAMS** 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. ADAMS**.
 11. After initiating drug screening, **MS. ADAMS** 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. ADAMS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ADAMS** 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. ADAMS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. ADAMS

13. **MS. ADAMS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. ADAMS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. ADAMS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. ADAMS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. ADAMS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. ADAMS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ADAMS** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

and prevailing standards of safe nursing care based upon an interview with **MS. ADAMS** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. ADAMS's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. ADAMS** shall **notify the Board, in writing.**
11. **MS. ADAMS** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. ADAMS** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. ADAMS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. ADAMS** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. ADAMS

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

15. **MS. ADAMS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. ADAMS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. ADAMS** 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.
18. **MS. ADAMS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ADAMS** 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

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

Temporary Practice Restrictions

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

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. ADAMS shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following:

Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Goodrich, Anne, P.N. 126951 (CASE #14-3458)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact, Conclusions of Law, and modified the Recommendation in the Hearing Examiner's Report and Recommendation and that **ANNE K. GOODRICH's** license to practice nursing as a licensed practical nurse in the State of Ohio be **REVOKED**.

The rationale for the modification is the following: The Board has determined in its expertise that the public will be adequately protected if **MS. GOODRICH** is given an opportunity to submit a future application for a license to practice nursing by examination and to practice nursing provided that she meets the requirements for licensure.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Eades, Molly, R.N. 366260, P.N. 133175 (CASE #13-2694)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. EADES's** licenses to practice nursing as a registered nurse and licensed practical nurse in the State of Ohio be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Tempoary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

MS. EADES's licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to the following probationary terms and restrictions:

1. **MS. EADES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EADES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. EADES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. EADES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. EADES's** criminal records check reports to the Board. **MS. EADES's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. EADES** shall, in addition to the requirements for renewal of her licenses, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Nurses and Drugs; five (5) hours of Professional Accountability and Legal Liability for Nurses; five (5) hours of Documentation; and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

5. **Within three (3) months of the effective date of this Order, MS. EADES** shall, at her expense, obtain 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. EADES** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. EADES** shall execute releases to permit the

- chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. EADES's** licenses, and a statement as to whether **MS. EADES** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. EADES** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. EADES's** licenses.
 7. **MS. EADES** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EADES's** history. **MS. EADES** shall self-administer prescribed drugs only in the manner prescribed.
 8. **If recommended by the chemical dependency evaluation, MS. EADES** shall abstain completely from the use of alcohol or any products containing alcohol.
 9. **Within forty-five (45) days of the effective date of this Order**, and continuing for the first six (6) months of the probationary period, or throughout the probationary period if recommended by the chemical dependency evaluation, **MS. EADES** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. EADES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EADES's** history.
 10. **MS. EADES** 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. EADES** shall provide satisfactory documentation of such attendance to the Board every six (6) months, beginning forty-five (45) days after the effective date of this Order.

Treating Practitioners and Reporting

11. Prior to initiating screens, **MS. EADES** 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. EADES** 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.
12. **MS. EADES** 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. EADES** throughout the duration of this Order.
13. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. EADES** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

14. **MS. EADES** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment as a nurse.
15. **MS. EADES, within fifteen (15) days of the effective date of this Order**, if working in a position in which a license to practice nursing is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. EADES** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse**. **MS. EADES** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse**. **MS. EADES** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. EADES

16. **MS. EADES** shall sign release of information forms allowing health professionals and other organizations to submit the requested

documentation directly to the Board.

17. **MS. EADES** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
18. **MS. EADES** 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.
19. **MS. EADES** 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.
20. **MS. EADES** 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.
21. **MS. EADES** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. EADES** 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.

The following Temporary Narcotic Restrictions and Temporary Practice Restrictions do not apply to MS. EADES's current employment with Central Ohio Elderly Care.

Temporary Narcotic Restrictions

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. EADES shall not practice nursing as a registered nurse and/or as a licensed practical nurse (1) for agencies providing home care

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Fox, Jennifer, P.N. 128262 (CASE #13-1411)

Action: It was moved by Sheryl Warner, seconded by Patricia Sharpnack, that the Board grant State's motion to admit an additional Exhibit 13 under seal. It was further moved that the Board accept all of the Findings of Fact with the exception of paragraphs four and five, reject the Conclusions of Law, and modify

the Recommendation in the Hearing Examiner's Report and Recommendation and that no disciplinary action be imposed in this case.

The rationale for the modification is the following: Based on the evidence presented at the hearing, the Board find that the State did not prove a violation of the Nurse Practice Act by a preponderance of the evidence.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Frost, Jaclyn, R.N. 346767 (CASE #13-7810)

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that the Board grant the State's motion to place Exhibit 8 under seal due to patient information, in accordance with Section 4723.28(I), ORC. It was further moved, that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **JACLYN ANN FROST's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. FROST's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FROST** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FROST** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. FROST** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FROST**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FROST's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. FROST** shall abstain completely from the personal use or possession

- of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FROST's** history. **MS. FROST** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. FROST** shall abstain completely from the use of alcohol or any products containing alcohol.
 6. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FROST** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. FROST's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. FROST** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FROST's** history.
 7. Within thirty (30) days prior to **MS. FROST** initiating drug screening, **MS. FROST** 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. FROST**.
 8. After initiating drug screening, **MS. FROST** 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. FROST** 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.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FROST** 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. FROST** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 10. **Prior to requesting reinstatement by the Board, MS. FROST** shall, at

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

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

Reporting Requirements of MS. FROST

12. **MS. FROST** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. FROST** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MS. FROST** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. FROST** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. FROST** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. FROST** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. FROST** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. FROST's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. FROST** 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. FROST** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. FROST** 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. FROST** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FROST** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. FROST** shall **notify the Board, in writing.**
11. **MS. FROST** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. FROST** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. FROST** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **Upon request by the Board or its designee, MS. FROST** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. FROST

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

- documentation directly to the Board.
14. **MS. FROST** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
 15. **MS. FROST** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
 16. **MS. FROST** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
 17. **MS. FROST** 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.
 18. **MS. FROST** shall verify that the reports and documentation required by this Order are received in the Board office.
 19. **MS. FROST** 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. FROST shall not administer, have access to, or possess (except as prescribed for **MS. FROST's** use by another so authorized by law who has full knowledge of **MS. FROST's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. FROST** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. FROST** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Schoeck, Vanessa, R.N. 265030 (CASE #13-4945)

Action: It was moved by Sandra Ranck, seconded by Brenda Boggs, that the Board grant Respondent's motion to admit newly discovered evidence, and grant State's motion to place this evidence under seal as it contains a patient name, in order to preserve patient confidentiality. It was further moved that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modified the Recommendation in the Hearing Examiner's Report and Recommendation, and that **VANESSA LOUISA SCHOECK's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. SCHOECK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board determined in its expertise that a shorter suspension period will adequately protect the public provided that the Board impose a probationary monitoring period of two (2) years in addition to the practice restrictions recommended by the Hearing Examiner, and an additional permanent restriction from being involved in or supervising financial activities.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SCHOECK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHOECK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. SCHOECK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SCHOECK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SCHOECK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. SCHOECK** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Ethics; five (5) hours of Professional Boundaries; and five (5) hours of Professional Accountability and Legal Liability.

Reporting Requirements of MS. SCHOECK

5. **MS. SCHOECK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. SCHOECK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MS. SCHOECK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

8. **MS. SCHOECK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. SCHOECK** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. SCHOECK** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. SCHOECK** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. SCHOECK's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Employment Conditions

3. **Prior to working as a nurse, MS. SCHOECK shall obtain the written permission of the Board to seek nursing employment.**
4. **Prior to accepting employment as a nurse, each time with every employer, MS. SCHOECK shall notify the Board, in writing.**
5. **MS. SCHOECK is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer prior to accepting employment as a nurse. MS. SCHOECK shall have her**

employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse**. **MS. SCHOECK** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. SCHOECK

7. **MS. SCHOECK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. SCHOECK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MS. SCHOECK** 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.
10. **MS. SCHOECK** 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.
11. **MS. SCHOECK** 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.
12. **MS. SCHOECK** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. SCHOECK** 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

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

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

MS. SCHOECK shall not be involved in financial activities or supervise financial activities in any position that requires a license as a registered nurse.

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Hopper, Sherry, R.N. 347789 (CASE #15-0045)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board grant the State's motion to admit Exhibit 11a. It was further moved that the Board accept all of the Hearing Examiner's Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **SHERRY C. HOPPER's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year retroactive to March 13, 2015, with the conditions for reinstatement set forth below, and following reinstatement, **MS. HOPPER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

The rationale for the modification is the following: In the recommendation the Hearing Examiner inadvertently referred to an immediate suspension as a "summary" suspension.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HOPPER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HOPPER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. HOPPER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HOPPER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HOPPER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HOPPER** shall submit documentation of her full compliance with the terms and conditions imposed by the Commonwealth of Kentucky, Sixteenth Judicial Circuit, Kenton Circuit Court, First Division in Case Number 14-CR-00019.
5. **Prior to requesting reinstatement by the Board, MS. HOPPER** shall submit documentation of her full compliance with the terms and conditions imposed by the Kentucky Board of Nursing in the Agreed Order, Case #'s 2014-232 & 2014-1491, and that her Kentucky license is fully reinstated

and unencumbered.

Monitoring

6. **MS. HOPPER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HOPPER's** history. **MS. HOPPER** shall self-administer the prescribed drugs only in the manner prescribed.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HOPPER** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HOPPER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HOPPER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HOPPER's** history.
8. Within thirty (30) days prior to **MS. HOPPER** initiating drug screening, **MS. HOPPER** 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. HOPPER**.
9. After initiating drug screening, **MS. HOPPER** 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. HOPPER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HOPPER** 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. HOPPER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

11. **Prior to requesting reinstatement by the Board, MS. HOPPER** shall, at her expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. HOPPER's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. HOPPER's** comprehensive physical examination and with a comprehensive assessment regarding **MS. HOPPER's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. HOPPER** shall provide the Board approved physician with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. HOPPER** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HOPPER's** license to practice, and stating whether **MS. HOPPER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
12. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. HOPPER's** license.

Reporting Requirements of MS. HOPPER

13. **MS. HOPPER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. HOPPER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. HOPPER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. HOPPER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. HOPPER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

19. **MS. HOPPER** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. HOPPER's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.

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

Monitoring

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

5. **MS. HOPPER** 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. HOPPER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

6. Within sixty (60) days of the execution of the probationary period, **MS. HOPPER** 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. HOPPER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
7. **MS. HOPPER** 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. HOPPER** throughout the duration of this Order.
8. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HOPPER** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

9. Prior to accepting employment as a nurse, each time with every employer, **MS. HOPPER** shall **notify the Board, in writing.**
10. **MS. HOPPER** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. HOPPER** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. HOPPER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
11. **Upon the request of the Board or its designee, MS. HOPPER** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in

advance by the Board or its designee.

Reporting Requirements of MS. HOPPER

12. **MS. HOPPER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. HOPPER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MS. HOPPER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. HOPPER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. HOPPER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. HOPPER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. HOPPER** 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

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November, 2015.

NO REQUEST FOR HEARING

Garcia, Gilbert, P.N. 148732 (CASE #13-5588)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **GILBERT R. GARCIA** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. GARCIA** 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 **MR. GARCIA's** license to practice nursing as a licensed practical nurse is **Reprimanded** and **Fined**, and that he complete the continuing education courses as indicated below.

Within six (6) months of the effective date of this Order, MR. GARCIA shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Within six (6) months of the effective date of this Order, MR. GARCIA shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules; five (5) hours of Medication Administration; five (5) hours of Professional Accountability and Legal Liability for Nurses.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Jones, April, P.N. 125505 (CASE #14-2462)

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that upon consideration of the charges stated against **APRIL DENISE JONES** in the March 13, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JONES** 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 **MS. JONES's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. JONES's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. JONES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JONES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. JONES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JONES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. JONES's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. JONES** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Ethics; five (5) hours of Professional Accountability and Legal Liability for Nurses; five (5) hours of Patient Rights; and one (1) hour of Ohio Nursing Law and Rules.

Reporting Requirements of MS. JONES

5. **MS. JONES** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. JONES** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MS. JONES** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

8. **MS. JONES** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. JONES** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. JONES** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. JONES** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. JONES's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. JONES** shall **notify the Board, in writing.**
4. **MS. JONES** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. JONES** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. JONES** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they

were received.

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

Reporting Requirements of MS. JONES

6. **MS. JONES** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. JONES** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. JONES** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. JONES** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. JONES** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. JONES** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. JONES** 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. JONES shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. JONES** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Rolen, Jr., Michael, P.N. 149694 (CASE #14-0786)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **MICHAEL DOUGLAS ROLEN, JR.** in the March 13, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. ROLEN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, that **MR. ROLEN's** license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Permanent Practice Restrictions, unless otherwise approved in advance**, set forth below.

MR. ROLEN's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms and restrictions:

1. **MR. ROLEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. ROLEN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MR. ROLEN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. ROLEN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. ROLEN's** criminal records check reports to the Board. **MR. ROLEN's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MR. ROLEN** shall, in addition to the requirements for renewal of his license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Professionalism and Ethics; five (5) hours of Dealing with Difficult Patients; and three (3) hours of Anger Management.

Employment Conditions

5. **MR. ROLEN** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment as a nurse.
6. **MR. ROLEN, within fifteen (15) days of the effective date of this Order**, if working in a position in which a license to practice nursing is required, shall provide his employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MR. ROLEN** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MR. ROLEN** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse. MR. ROLEN** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. ROLEN

7. **MR. ROLEN** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MR. ROLEN** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MR. ROLEN** 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.
10. **MR. ROLEN** 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.
11. **MR. ROLEN** 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.
12. **MR. ROLEN** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MR. ROLEN** 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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Henry, Loretta, P.N. 122238 (CASE #13-7058)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **LORETTA LYNN HENRY** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HENRY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, that **MS. HENRY's** license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of eighteen (18) months, including the **Temporary Practice Restrictions** set forth below.

MS. HENRY's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms and restrictions:

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

3. **MS. HENRY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HENRY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HENRY's** criminal records check reports to the Board. **MS. HENRY's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. HENRY** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Documentation.

Monitoring

5. **MS. HENRY** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HENRY's** history. **MS. HENRY** shall self-administer prescribed drugs only in the manner prescribed.
6. **Upon the request of the Board or its designee, and within forty-five (45) days of the request, MS. HENRY** shall begin submitting, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HENRY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HENRY's** history.
7. **Upon the request of the Board or its designee, MS. HENRY** 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. HENRY** shall provide satisfactory documentation of such attendance to the Board every six (6) months, beginning forty-five (45) days after the request.

Treating Practitioners and Reporting

8. Prior to initiating screens, **MS. HENRY** 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. HENRY** 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.
9. **MS. HENRY** 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. HENRY** throughout the duration of this Order.
 10. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HENRY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

11. **MS. HENRY** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment as a nurse.
12. **MS. HENRY, within fifteen (15) days of the effective date of this Order**, if working in a position in which a license to practice nursing is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. HENRY** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse**. **MS. HENRY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse**. **MS. HENRY** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. HENRY

13. **MS. HENRY** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. HENRY** shall submit any and all information that the Board may

- request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. HENRY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
 16. **MS. HENRY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
 17. **MS. HENRY** 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.
 18. **MS. HENRY** shall verify that the reports and documentation required by this Order are received in the Board office.
 19. **MS. HENRY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Fulks, Stephanie, P.N. 130686 (CASE #15-3165)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **STEPHANIE LYNN FULKS** in the July 31, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FULKS** 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 **MS. FULKS's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. FULKS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FULKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FULKS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. FULKS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FULKS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FULKS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the

completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. FULKS** shall submit documentation of her full compliance with the terms and conditions imposed by the Clark County Court of Common Pleas in Case Number 14CR0605.

Monitoring

5. **MS. FULKS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FULKS's** history. **MS. FULKS** shall self-administer the prescribed drugs only in the manner prescribed.
6. **Prior to requesting reinstatement by the Board, MS. FULKS** shall, at her expense, obtain 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. FULKS** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. FULKS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. FULKS's** license, and a statement as to whether **MS. FULKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. The chemical dependency professional shall include a specific recommendation in the written opinion as to whether **MS. FULKS** should be required to abstain from alcohol or any products containing alcohol.
7. **If recommended by the chemical dependency evaluation, MS. FULKS** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **MS. FULKS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. FULKS's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FULKS** shall submit, at her expense

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

10. Within thirty (30) days prior to **MS. FULKS** initiating drug screening, **MS. FULKS** 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. FULKS**.
11. After initiating drug screening, **MS. FULKS** 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. FULKS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. FULKS** 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. FULKS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FULKS

13. **MS. FULKS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. FULKS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. FULKS** shall not submit or cause to be submitted any false,

misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. **MS. FULKS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. FULKS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. FULKS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FULKS** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. FULKS's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

5. During the probationary period, **MS. FULKS** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. FULKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FULKS's** history.
6. **MS. FULKS** 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. FULKS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. FULKS** 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. FULKS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. FULKS** 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. FULKS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FULKS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. FULKS** shall **notify the Board, in writing.**
11. **MS. FULKS** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MS. FULKS**

shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. FULKS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. FULKS

13. **MS. FULKS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. FULKS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. FULKS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. FULKS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. FULKS** 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.
18. **MS. FULKS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FULKS** 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. FULKS shall not administer, have access to, or possess (except as prescribed for **MS. FULKS's** use by another so authorized by law who has full knowledge of **MS. FULKS's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. FULKS** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. FULKS** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Knaub, Amber, R.N. 289802 (CASE 15-3889)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that upon consideration of the charges stated against **AMBER L. KNAUB** in the July 31, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KNAUB** 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 **MS. KNAUB's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KNAUB's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. KNAUB** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KNAUB** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. KNAUB** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KNAUB**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KNAUB's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. KNAUB** shall submit documentation of her full compliance with the terms and conditions imposed by the Clark County Court of Common Pleas in Case Number 15-CR-0115.

Monitoring

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

- history. **MS. KNAUB** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. KNAUB** shall abstain completely from the use of alcohol or any products containing alcohol.
 7. **Prior to requesting reinstatement by the Board, MS. KNAUB** shall, at her expense, obtain 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. KNAUB** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. KNAUB** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KNAUB's** license, and a statement as to whether **MS. KNAUB** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. KNAUB** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. KNAUB's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KNAUB** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. KNAUB's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. KNAUB** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KNAUB's** history.
 10. Within thirty (30) days prior to **MS. KNAUB** initiating drug screening, **MS. KNAUB** 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. KNAUB**.

11. After initiating drug screening, **MS. KNAUB** 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. KNAUB** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KNAUB** 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. KNAUB** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. KNAUB

13. **MS. KNAUB** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. KNAUB** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. KNAUB** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. KNAUB** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. KNAUB** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. KNAUB** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. KNAUB** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. KNAUB's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. KNAUB** 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. KNAUB** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. KNAUB** 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. KNAUB** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. KNAUB** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. KNAUB** shall **notify the Board, in writing.**
11. **MS. KNAUB** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. KNAUB** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. KNAUB** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. KNAUB** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. KNAUB

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

documentation directly to the Board.

14. **MS. KNAUB** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. KNAUB** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. KNAUB** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. KNAUB** 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.
18. **MS. KNAUB** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. KNAUB** 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. KNAUB shall not administer, have access to, or possess (except as prescribed for **MS. KNAUB's** use by another so authorized by law who has full knowledge of **MS. KNAUB's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. KNAUB** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. KNAUB** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Mertz, Lisa, R.N. 307982 (CASE #14-4645)

Action: It was moved J. Jane McFee, seconded by John Schmidt, that upon consideration of the charges stated against **LISA MICHELLE MERTZ** in the March 13, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MERTZ** 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 **MS. MERTZ's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MERTZ's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MERTZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MERTZ** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. MERTZ** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MERTZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MERTZ's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MERTZ** shall submit documentation of her full compliance with the terms and conditions imposed by the Hamilton County Court of Common Pleas in Case Number B 1405239.
5. **Prior to requesting reinstatement by the Board, MS. MERTZ** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Critical Thinking; and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

6. **MS. MERTZ** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MERTZ's** history. **MS. MERTZ** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. MERTZ** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. MERTZ** shall, at her expense, obtain 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. MERTZ** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. MERTZ** shall execute releases to

- permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MERTZ's** license, and a statement as to whether **MS. MERTZ** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. MERTZ** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. MERTZ's** license.
 10. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. MERTZ** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MERTZ's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MERTZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MERTZ's** history.
 11. Within thirty (30) days prior to **MS. MERTZ** initiating drug screening, **MS. MERTZ** 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. MERTZ**.
 12. After initiating drug screening, **MS. MERTZ** 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. MERTZ** 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.
 13. **For a minimum, continuous period of nine (9) months immediately**

prior to requesting reinstatement, MS. MERTZ 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. MERTZ** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MERTZ

14. **MS. MERTZ** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. MERTZ** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. MERTZ** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. MERTZ** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. MERTZ** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. MERTZ** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. MERTZ** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. MERTZ's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. MERTZ** 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. MERTZ** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. MERTZ** 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. MERTZ** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MERTZ** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. MERTZ** shall **notify the Board, in writing.**
11. **MS. MERTZ** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. MERTZ** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. MERTZ** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. MERTZ** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. MERTZ

13. **MS. MERTZ** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. MERTZ** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. MERTZ** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. MERTZ** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

17. **MS. MERTZ** 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.
18. **MS. MERTZ** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. MERTZ** 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. MERTZ shall not administer, have access to, or possess (except as prescribed for **MS. MERTZ's** use by another so authorized by law who has full knowledge of **MS. MERTZ's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. MERTZ** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. MERTZ** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Mahaney, William, R.N. 332074 (CASE #15-0414)

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that upon consideration of the charges stated against **WILLIAM M. MAHANEY** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. MAHANEY** 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 **MR. MAHANEY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MR. MAHANEY's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. MAHANEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MAHANEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. MAHANEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MAHANEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. MAHANEY's** criminal records check reports to the

Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MR. MAHANEY** shall submit documentation of his full compliance with the terms and conditions imposed by the Proposed Consent Agreement entered into by and between **MR. MAHANEY** and the State of West Virginia Board of Examiners for Registered Professional Nurses, effective on or about May 9, 2013, with Letter of Suspension, dated January 16, 2015, and that his West Virginia license is fully reinstated and unencumbered.

Reporting Requirements of MR. MAHANEY

5. **MR. MAHANEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. MAHANEY** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MR. MAHANEY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. MAHANEY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MR. MAHANEY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MR. MAHANEY** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. MAHANEY** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. MAHANEY** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MR. MAHANEY's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. MAHANEY** shall provide a copy of this Order to all treating practitioners

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

Employment Conditions

10. **Prior to working as a nurse in Ohio, MR. MAHANEY shall obtain the written permission of the Board to seek nursing employment.**
11. **Prior to accepting employment as a nurse, each time with every employer, MR. MAHANEY shall notify the Board, in writing.**
12. **MR. MAHANEY** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MR. MAHANEY** shall have his employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MR. MAHANEY** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
13. **Upon the request of the Board or its designee, MR. MAHANEY shall, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MR. MAHANEY

14. **MR. MAHANEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. **MR. MAHANEY** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MR. MAHANEY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MR. MAHANEY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MR. MAHANEY** 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.
19. **MR. MAHANEY** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MR. MAHANEY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Hartsock, Nicole, P.N. 119250 (CASE #14-4741)

Action: It was moved by Brenda K. Boggs, seconded by Sandra Ranck, that upon consideration of the charges stated against **NICOLE HARTSOCK** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HARTSOCK** 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 **MS. HARTSOCK's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HARTSOCK's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

designee.

3. **Prior to requesting reinstatement by the Board, MS. HARTSOCK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HARTSOCK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HARTSOCK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HARTSOCK** shall submit documentation of her full compliance with the terms and conditions imposed by the Consent Order entered into by and between **MS. HARTSOCK** and the Tennessee Board of Nursing, effective on or about August 20, 2014, and that her Tennessee license is fully reinstated and unencumbered.

Reporting Requirements of MS. HARTSOCK

5. **MS. HARTSOCK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. HARTSOCK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MS. HARTSOCK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. HARTSOCK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. HARTSOCK** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. HARTSOCK** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. HARTSOCK** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. HARTSOCK's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Employment Conditions

3. **Prior to working as a nurse in Ohio, MS. HARTSOCK shall obtain the written permission of the Board to seek nursing employment.**
4. Prior to accepting employment as a nurse, each time with every employer, **MS. HARTSOCK shall notify the Board, in writing.**
5. **MS. HARTSOCK** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MS. HARTSOCK** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse. MS. HARTSOCK** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
6. **Upon the request of the Board or its designee, MS. HARTSOCK** shall, **prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. HARTSOCK

7. **MS. HARTSOCK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. HARTSOCK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MS. HARTSOCK** 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.
10. **MS. HARTSOCK** 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.
11. **MS. HARTSOCK** 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.
12. **MS. HARTSOCK** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. HARTSOCK** 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

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Goldman, Denise, R.N. 297497 (CASE #15-0767)

Action: It was moved by Sandra Ranck, seconded by Lisa Klenke, that upon consideration of the charges stated against **DENISE ALANE GOLDMAN** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GOLDMAN** 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 **MS. GOLDMAN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GOLDMAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. GOLDMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GOLDMAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. GOLDMAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GOLDMAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GOLDMAN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. GOLDMAN** shall submit documentation of her full compliance with the terms and conditions imposed by the Order Correcting Clerical Error of the Registered Nurse License No. in the Decision and Order with California Board 2015 Order with Stipulated Settlement and Disciplinary Order issued by the Board of

Registered Nursing, Department of Consumer Affairs, State of California, effective on or about February 13, 2015, and that her California license is fully reinstated and unencumbered.

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. GOLDMAN** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. GOLDMAN** shall have the educator provide the Board with a written report of an assessment of **MS. GOLDMAN**, which identifies **MS. GOLDMAN's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. GOLDMAN** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. GOLDMAN** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. GOLDMAN's** employer(s), former employers, and Board staff. Following the assessment, **MS. GOLDMAN** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. GOLDMAN** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. GOLDMAN** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. GOLDMAN** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. GOLDMAN** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. GOLDMAN** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. GOLDMAN's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. GOLDMAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. GOLDMAN** shall be responsible for all costs associated with meeting this requirement.
6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms and restrictions on **MS. GOLDMAN's** license.
7. In the event that the educator's recommendations require **MS. GOLDMAN** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. GOLDMAN** a license to practice nursing as a

registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. GOLDMAN's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. GOLDMAN's** license shall be terminated. **MS. GOLDMAN** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Reporting Requirements of MS. GOLDMAN

8. **MS. GOLDMAN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
9. **MS. GOLDMAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
10. **MS. GOLDMAN** 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.
11. **MS. GOLDMAN** 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.
12. **MS. GOLDMAN** 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.
13. **MS. GOLDMAN** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. GOLDMAN** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

interview with **MS. GOLDMAN** and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. GOLDMAN's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Employment Conditions

3. **Prior to working as a nurse in Ohio, MS. GOLDMAN shall obtain the written permission of the Board to seek nursing employment.**
4. Prior to accepting employment as a nurse, each time with every employer, **MS. GOLDMAN shall notify the Board, in writing.**
5. **MS. GOLDMAN** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. GOLDMAN** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. GOLDMAN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
6. **Upon the request of the Board or its designee, MS. GOLDMAN shall, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. GOLDMAN

7. **MS. GOLDMAN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. GOLDMAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable

and prevailing standards of safe nursing practice.

9. **MS. GOLDMAN** 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.
10. **MS. GOLDMAN** 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.
11. **MS. GOLDMAN** 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.
12. **MS. GOLDMAN** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. GOLDMAN** 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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Scott, Stephanie, P.N. 126191 (CASE #15-1488)

Action: It was moved Lisa Klenke, seconded by Brenda Boggs, that upon consideration of the charges stated against **STEPHANIE JANEEN SCOTT** in the May 15, 2015 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SCOTT** 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 **MS. SCOTT's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SCOTT's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SCOTT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCOTT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. SCOTT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SCOTT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SCOTT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. SCOTT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCOTT's** history. **MS. SCOTT** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. SCOTT** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. SCOTT** shall, at

- her expense, obtain 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. SCOTT** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. SCOTT** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SCOTT's** license, and a statement as to whether **MS. SCOTT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. SCOTT** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. SCOTT's** license.
 8. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SCOTT** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SCOTT's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SCOTT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCOTT's** history.
 9. Within thirty (30) days prior to **MS. SCOTT** initiating drug screening, **MS. SCOTT** 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. SCOTT**.
 10. After initiating drug screening, **MS. SCOTT** 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. SCOTT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SCOTT** 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. SCOTT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SCOTT

12. **MS. SCOTT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. SCOTT** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MS. SCOTT** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. SCOTT** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. SCOTT** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. SCOTT** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SCOTT** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

SCOTT and review of the documentation specified in this Order.

Following reinstatement, the suspension shall be stayed and MS. SCOTT's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. SCOTT** 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. SCOTT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment,

- to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. SCOTT** 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. SCOTT** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SCOTT** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SCOTT** shall **notify the Board, in writing.**
11. **MS. SCOTT** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. SCOTT** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. SCOTT** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **Upon the request of the Board or its designee, MS. SCOTT** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. SCOTT

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

15. **MS. SCOTT** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. SCOTT** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. SCOTT** 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.
18. **MS. SCOTT** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. SCOTT** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Gillis, Gretchen, R.N. 283997 (CASE #14-5969)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **GRETCHEN MARLOW GILLIS** in the January 23, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GILLIS** 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 **MS. GILLIS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GILLIS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. GILLIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GILLIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. GILLIS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GILLIS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GILLIS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. GILLIS** shall

submit documentation of her full compliance with the terms and conditions imposed by the Order of the Board issued by the Texas Board of Nursing, dated November 12, 2014, and that her Texas license is fully reinstated and unencumbered.

Reporting Requirements of MS. GILLIS

5. **MS. GILLIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. GILLIS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MS. GILLIS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. GILLIS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. GILLIS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. GILLIS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. GILLIS** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. GILLIS's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

rules governing the practice of nursing in Ohio.

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

Employment Conditions

3. **Prior to working as a nurse in Ohio, MS. GILLIS shall obtain the written permission of the Board to seek nursing employment.**
4. Prior to accepting employment as a nurse, each time with every employer, **MS. GILLIS shall notify the Board, in writing.**
5. **MS. GILLIS** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. GILLIS** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. GILLIS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
6. **Upon the request of the Board or its designee, MS. GILLIS** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. GILLIS

7. **MS. GILLIS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. GILLIS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MS. GILLIS** 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.
10. **MS. GILLIS** 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.

11. **MS. GILLIS** 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.
12. **MS. GILLIS** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. GILLIS** 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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Medina, Nannette, R.N. 303621 (CASE #15-0053)

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that upon consideration of the charges stated against **NANNETTE MEDINA** in the March 13, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MEDINA** 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 **MS. MEDINA's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions

for reinstatement set forth below, and that following reinstatement, **MS. MEDINA's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MEDINA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MEDINA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. MEDINA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MEDINA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MEDINA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MEDINA** shall submit documentation of her full compliance with the terms and conditions imposed by the Consent Order entered into by and between **MS. MEDINA** and the Georgia Board of Nursing, dated December 10, 2014, and that her Georgia license is fully reinstated and unencumbered.

Monitoring

5. **MS. MEDINA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MEDINA's** history. **MS. MEDINA** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. MEDINA** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MEDINA** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MEDINA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a

- license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MEDINA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MEDINA's** history.
8. Within thirty (30) days prior to **MS. MEDINA** initiating drug screening, **MS. MEDINA** 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. MEDINA**.
 9. After initiating drug screening, **MS. MEDINA** 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. MEDINA** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MEDINA** 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. MEDINA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 11. **Prior to requesting reinstatement by the Board, MS. MEDINA** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. MEDINA** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MEDINA's** license, and a statement as to whether **MS. MEDINA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 12. **MS. MEDINA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation

as a basis for additional terms and restrictions on **MS. MEDINA's** license.

Reporting Requirements of MS. MEDINA

13. **MS. MEDINA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. MEDINA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. MEDINA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. MEDINA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. MEDINA** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. MEDINA** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. MEDINA** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. MEDINA's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

or its designated representative as requested by the Board or its designee.

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. **Prior to working as a nurse in Ohio, MS. MEDINA shall obtain the written permission of the Board to seek nursing employment.**
11. Prior to accepting employment as a nurse, each time with every employer, **MS. MEDINA shall notify the Board, in writing.**
12. **MS. MEDINA** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. MEDINA** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. MEDINA** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
13. **Upon the request of the Board or its designee, MS. MEDINA shall, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. MEDINA

14. **MS. MEDINA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. MEDINA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. MEDINA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. MEDINA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance

Unit of the Board.

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

McFadden, Holly, R.N. 320102 (CASE #13-6137)

Action: It was moved by Lisa Klenke, seconded by Brenda Boggs, that upon consideration of the charges stated against **HOLLY ANN MCFADDEN** in the March 13, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MCFADDEN** 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 **MS. MCFADDEN's** license to practice

nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MCFADDEN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MCFADDEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MCFADDEN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. MCFADDEN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MCFADDEN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MCFADDEN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MCFADDEN** shall submit documentation of her full compliance with the terms and conditions imposed by the Findings of Fact, Conclusions of Law, and Disciplinary Order issued by the Missouri State Board of Nursing to **MS. MCFADDEN**, dated September 11, 2013, and that her Missouri license is fully reinstated and unencumbered.

Monitoring

5. **MS. MCFADDEN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MCFADDEN's** history. **MS. MCFADDEN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. MCFADDEN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MCFADDEN** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS.**

- MCFADDEN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MCFADDEN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MCFADDEN's** history.
8. Within thirty (30) days prior to **MS. MCFADDEN** initiating drug screening, **MS. MCFADDEN** 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. MCFADDEN**.
 9. After initiating drug screening, **MS. MCFADDEN** 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. MCFADDEN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MCFADDEN** 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. MCFADDEN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MCFADDEN

11. **MS. MCFADDEN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
12. **MS. MCFADDEN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
13. **MS. MCFADDEN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

14. **MS. MCFADDEN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
15. **MS. MCFADDEN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
16. **MS. MCFADDEN** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MS. MCFADDEN** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. MCFADDEN's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

5. During the probationary period, **MS. MCFADDEN** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MCFADDEN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MCFADDEN's** history.
6. **MS. MCFADDEN** 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. MCFADDEN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. MCFADDEN** 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. MCFADDEN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. MCFADDEN** 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. MCFADDEN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MCFADDEN** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. **Prior to working as a nurse in Ohio, MS. MCFADDEN shall obtain the written permission of the Board to seek nursing employment.**
11. **Prior to accepting employment as a nurse, each time with every employer, MS. MCFADDEN shall notify the Board, in writing.**
12. **MS. MCFADDEN** is under a continuing duty to provide a copy of this

Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MS. MCFADDEN** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse. MS. MCFADDEN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. MCFADDEN

14. **MS. MCFADDEN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. MCFADDEN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. MCFADDEN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. MCFADDEN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. MCFADDEN** 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.
19. **MS. MCFADDEN** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. MCFADDEN** 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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Skrabak, Jonathan, R.N. 357614 (CASE #15-0671)

Action: It was moved Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **JONATHAN PAUL SKRABAK** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. SKRABAK** 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 **MR. SKRABAK's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MR. SKRABAK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. SKRABAK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. SKRABAK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. SKRABAK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. SKRABAK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. SKRABAK** shall submit documentation of his full compliance with the terms and conditions imposed by the Marion Superior Court Criminal Division, Marion County, Indiana Court of Common Pleas in Case Number 49G021002FB007633.
5. **Prior to requesting reinstatement by the Board, MR. SKRABAK** shall submit documentation of his full compliance with the terms and conditions imposed by the Order of Denial issued by the Arizona State Board of Nursing, dated November 21, 2014, and that his Arizona license is fully reinstated and unencumbered.

Monitoring

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

Reporting Requirements of MR. SKRABAK

8. **MR. SKRABAK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
9. **MR. SKRABAK** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
10. **MR. SKRABAK** 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.
11. **MR. SKRABAK** 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.
12. **MR. SKRABAK** 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.
13. **MR. SKRABAK** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MR. SKRABAK** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. SKRABAK's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.

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

or its designated representative as requested by the Board or its designee.

Employment Conditions

3. **Prior to working as a nurse in Ohio, MR. SKRABAK shall obtain the written permission of the Board to seek nursing employment.**
4. Prior to accepting employment as a nurse, each time with every employer, **MR. SKRABAK shall notify the Board, in writing.**
5. **MR. SKRABAK** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MR. SKRABAK** shall have his employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MR. SKRABAK** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
6. **MR. SKRABAK** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MR. SKRABAK

7. **MR. SKRABAK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MR. SKRABAK** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MR. SKRABAK** 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.
10. **MR. SKRABAK** 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.
11. **MR. SKRABAK** 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.

12. **MR. SKRABAK** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MR. SKRABAK** 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

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

DURATION

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Gum, Anmarie, R.N. 346524 (CASE #14-3157)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that upon consideration of the charges stated against **ANMARIE GUM** in the November 21, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GUM** 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 **MS. GUM's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following

reinstatement, **MS. GUM's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic** and **Permanant Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. GUM** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GUM** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. GUM** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GUM**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GUM's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. GUM** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. GUM** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GUM's** history. **MS. GUM** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. GUM** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. GUM** shall, at her expense, obtain 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. GUM** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. GUM** shall execute releases to permit the chemical dependency professional to

- obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. GUM's** license, and a statement as to whether **MS. GUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. GUM** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. GUM's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. GUM** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. GUM's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. GUM** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GUM's** history.
 10. Within thirty (30) days prior to **MS. GUM** initiating drug screening, **MS. GUM** 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. GUM**.
 11. After initiating drug screening, **MS. GUM** 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. GUM** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior**

to requesting reinstatement, MS. GUM 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. GUM** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GUM

13. **MS. GUM** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. GUM** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. GUM** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. GUM** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. GUM** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. GUM** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. GUM** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. GUM's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. GUM** 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. GUM** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. GUM** 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. GUM** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. GUM** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. GUM** shall **notify the Board, in writing.**
11. **MS. GUM** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. GUM** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. GUM** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **Upon the request of the Board or its designee, MS. GUM** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. GUM

13. **MS. GUM** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. GUM** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. GUM** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. GUM** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

17. **MS. GUM** 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.
18. **MS. GUM** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. GUM** 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. GUM shall not administer, have access to, or possess (except as prescribed for **MS. GUM's** use by another so authorized by law who has full knowledge of **MS. GUM's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. GUM** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. GUM** shall not call in or order prescriptions or prescription refills.

Permanenet Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Jernigan, Trudy, R.N. 308358 (CASE #14-4207)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that upon consideration of the charges stated against **TRUDY ANN JERNIGAN** in the June 15, 2015 Notice of Immediate Suspension and Opportunity for Hearing, and the July 31, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JERNIGAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. JERNIGAN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. JERNIGAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. JERNIGAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JERNIGAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. JERNIGAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JERNIGAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. JERNIGAN's** criminal records check reports to the

Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. JERNIGAN** shall submit documentation of her full compliance with the terms and conditions imposed by the Clark County Court of Common Pleas in Case Number 14CR0745.

Monitoring

5. **MS. JERNIGAN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JERNIGAN's** history. **MS. JERNIGAN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. JERNIGAN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. JERNIGAN** shall, at her expense, obtain 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. JERNIGAN** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MS. JERNIGAN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. JERNIGAN's** license, and a statement as to whether **MS. JERNIGAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. JERNIGAN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. JERNIGAN's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. JERNIGAN** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS.**

- JERNIGAN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. JERNIGAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JERNIGAN's** history.
10. Within thirty (30) days prior to **MS. JERNIGAN** initiating drug screening, **MS. JERNIGAN** 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. JERNIGAN**.
 11. After initiating drug screening, **MS. JERNIGAN** 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. JERNIGAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. JERNIGAN** 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. JERNIGAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. JERNIGAN

13. **MS. JERNIGAN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. JERNIGAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. JERNIGAN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. **MS. JERNIGAN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. JERNIGAN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. JERNIGAN** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. JERNIGAN** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. JERNIGAN's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

5. During the probationary period, **MS. JERNIGAN** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. JERNIGAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JERNIGAN's** history.
6. **MS. JERNIGAN** 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. JERNIGAN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. JERNIGAN** 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. JERNIGAN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. JERNIGAN** 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. JERNIGAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. JERNIGAN** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. JERNIGAN** shall **notify the Board, in writing.**
11. **MS. JERNIGAN** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting employment as a nurse.** **MS. JERNIGAN** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written

reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. JERNIGAN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

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

Reporting Requirements of MS. JERNIGAN

13. **MS. JERNIGAN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. JERNIGAN** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. JERNIGAN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. JERNIGAN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. JERNIGAN** 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.
18. **MS. JERNIGAN** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. JERNIGAN** 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. JERNIGAN shall not administer, have access to, or possess (except as prescribed for **MS. JERNIGAN's** use by another so authorized by law who has full knowledge of **MS. JERNIGAN's** history) any narcotics, other controlled

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Church, Kristee, R.N. 260055, P.N. 079415 (CASE #14-6285)

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that upon consideration of the charges stated against **KRISTEE LYNN CHURCH** in the July 31, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CHURCH** 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 **MS. CHURCH's** licenses to practice nursing as a registered nurse and licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. CHURCH's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CHURCH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CHURCH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. CHURCH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CHURCH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CHURCH's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. CHURCH** shall, in addition to the requirements for renewal of her licenses, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Alcohol Abuse; five (5) hours of Professional Accountability and Legal Liability for Nurses; and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

5. **MS. CHURCH** shall abstain completely from the personal use or

- possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CHURCH's** history. **MS. CHURCH** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. CHURCH** shall abstain completely from the use of alcohol or any products containing alcohol.
 7. **Prior to requesting reinstatement by the Board, MS. CHURCH** shall, at her expense, obtain 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. CHURCH** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. CHURCH** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. CHURCH's** licenses, and a statement as to whether **MS. CHURCH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. CHURCH** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. CHURCH's** licenses.
 9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. CHURCH** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. CHURCH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. CHURCH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CHURCH's** history.
 10. Within thirty (30) days prior to **MS. CHURCH** initiating drug screening, **MS. CHURCH** 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. CHURCH**.

11. After initiating drug screening, **MS. CHURCH** 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. CHURCH** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. CHURCH** 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. CHURCH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. CHURCH

13. **MS. CHURCH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. CHURCH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. CHURCH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. CHURCH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. CHURCH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. CHURCH** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. CHURCH** shall inform the Board within five (5) business days, in

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

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. CHURCH's licenses shall be subject to the following probationary terms and restrictions for a minimum period of three (3).

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. CHURCH** 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. CHURCH** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. CHURCH** 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. CHURCH** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CHURCH** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. CHURCH** shall **notify the Board, in writing.**
11. **MS. CHURCH** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. CHURCH** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. CHURCH** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **MS. CHURCH** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. CHURCH

13. **MS. CHURCH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. CHURCH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. CHURCH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. CHURCH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. CHURCH** 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.
18. **MS. CHURCH** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. CHURCH** 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. CHURCH shall not practice nursing as a registered nurse and licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. CHURCH** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Bunge, Kristen, R.N. 311610 (CASE #14-4394)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that upon consideration of the charges stated against **KRISTEN MARIE BUNGE** in the November 21, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BUNGE** 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 **MS. BUNGE's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BUNGE's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. BUNGE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. BUNGE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BUNGE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BUNGE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **Prior to requesting reinstatement by the Board, MS. BUNGE** shall, at her expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. BUNGE's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. BUNGE's** comprehensive physical examination and with a comprehensive assessment regarding **MS. BUNGE's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. BUNGE** shall provide the Board approved physician with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. BUNGE** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BUNGE's** license to practice, and stating whether **MS. BUNGE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. BUNGE's** license.
6. **MS. BUNGE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BUNGE's** history. **MS. BUNGE** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. BUNGE** shall abstain completely from the use of alcohol or any products containing alcohol.

8. **Prior to requesting reinstatement by the Board, MS. BUNGE** shall, at her expense, obtain 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. BUNGE** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. BUNGE** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. BUNGE's** license, and a statement as to whether **MS. BUNGE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. BUNGE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. BUNGE's** license.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. BUNGE** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. BUNGE's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. BUNGE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BUNGE's** history.
11. Within thirty (30) days prior to **MS. BUNGE** initiating drug screening, **MS. BUNGE** 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. BUNGE**.
12. After initiating drug screening, **MS. BUNGE** 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. BUNGE** 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.

13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. BUNGE** 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. BUNGE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BUNGE

14. **MS. BUNGE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. BUNGE** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. BUNGE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. BUNGE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. BUNGE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. BUNGE** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. BUNGE** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

Following reinstatement, the suspension shall be stayed and MS. BUNGE's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. BUNGE** 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. BUNGE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. BUNGE** 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. BUNGE** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BUNGE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. BUNGE** shall **notify the Board, in writing.**
11. **MS. BUNGE** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. BUNGE** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. BUNGE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. BUNGE** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. BUNGE

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

15. **MS. BUNGE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. BUNGE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. BUNGE** 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.
18. **MS. BUNGE** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. BUNGE** 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. BUNGE shall not administer, have access to, or possess (except as prescribed for **MS. BUNGE's** use by another so authorized by law who has full knowledge of **MS. BUNGE's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. BUNGE** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. BUNGE** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Wright, Melissa P.N. 133241 (CASE #14-2503)

Action: It was moved by Brenda Boggs, seconded by Sheryl Warner, that upon consideration of the charges stated against **MELISSA M. WRIGHT** in the March 13, 2015 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WRIGHT** 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 **MS. WRIGHT's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WRIGHT's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. WRIGHT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. WRIGHT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WRIGHT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WRIGHT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. WRIGHT** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Substance Use/Abuse Disorders; five (5) hours of Professional Accountability and Legal Liability; and one (1) hour of Ohio Law and Rules.

Monitoring

5. **MS. WRIGHT** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WRIGHT's** history. **MS. WRIGHT** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. WRIGHT** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. WRIGHT** shall, at her expense, obtain 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. WRIGHT** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. WRIGHT** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WRIGHT's** license, and a statement as to whether **MS. WRIGHT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. **MS. WRIGHT** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. WRIGHT's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. WRIGHT** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WRIGHT's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WRIGHT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WRIGHT's** history.
10. Within thirty (30) days prior to **MS. WRIGHT** initiating drug screening, **MS. WRIGHT** 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. WRIGHT**.
11. After initiating drug screening, **MS. WRIGHT** 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. WRIGHT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. WRIGHT** 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. WRIGHT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WRIGHT

13. **MS. WRIGHT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. WRIGHT** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. WRIGHT** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. WRIGHT** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. WRIGHT** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. WRIGHT** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. WRIGHT** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. WRIGHT's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. WRIGHT** 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. WRIGHT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. WRIGHT** 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. WRIGHT** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WRIGHT** shall notify the Board of any and all

medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. WRIGHT shall notify the Board, in writing.**
11. **MS. WRIGHT** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. WRIGHT** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. WRIGHT** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. WRIGHT** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. WRIGHT

13. **MS. WRIGHT** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. WRIGHT** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. WRIGHT** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. WRIGHT** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. WRIGHT** 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.

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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Order; and (2) the Board determines that **MS. WRIGHT** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WRIGHT** and review of the reports as required herein. Any period during which **MS. WRIGHT** does not work in a position for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Mitchell, Muriel, R.N. 128503, COA 03643 (CASE #14-6645)

Action: It was moved Sandra Ranck, seconded by Lisa Klenke, that upon consideration of the charges stated against **MURIEL E. MITCHELL** in the May 15, 2015 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MITCHELL** 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 **MS. MITCHELL's** license to practice nursing as a registered nurse and her certificate to practice as a certified registered nurse anesthetist be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Stover, Danielle, R.N. 364340 (CASE #15-0087)

Action: It was moved by Lisa Klenke, seconded by Sandra Ranck, that upon consideration of the charges stated against **DANIELLE L. STOVER** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. STOVER** 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 **MS. STOVER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STOVER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

its designated representative as requested by the Board or its designee.

3. **Prior to requesting reinstatement by the Board, MS. STOVER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. STOVER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. STOVER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. STOVER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STOVER's** history. **MS. STOVER** shall self-administer the prescribed drugs only in the manner prescribed.
5. **Prior to requesting reinstatement by the Board, MS. STOVER** shall, at her expense, obtain 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. STOVER** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. STOVER** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STOVER's** license, and a statement as to whether **MS. STOVER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. STOVER** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. STOVER's** license.
7. **If recommended in the chemical dependency evaluation, MS. STOVER** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **If recommended in the chemical dependency evaluation, for a minimum, continuous period of six (6) months immediately prior to**

- requesting reinstatement, MS. STOVER** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. STOVER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. STOVER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STOVER's** history.
9. Within thirty (30) days prior to **MS. STOVER** initiating drug screening, **MS. STOVER** 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. STOVER**.
 10. After initiating drug screening, **MS. STOVER** 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. STOVER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **If recommended in the chemical dependency evaluation, for a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. STOVER** 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. STOVER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 12. **Prior to requesting reinstatement by the Board, MS. STOVER** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. STOVER** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional

restrictions that should be placed on **MS. STOVER's** license, and a statement as to whether **MS. STOVER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. STOVER

14. **MS. STOVER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. STOVER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. STOVER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. STOVER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. STOVER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. STOVER** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. STOVER** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS.

STOVER's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

3. **MS. STOVER** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STOVER's** history. **MS. STOVER** shall self-administer prescribed drugs only in the manner prescribed.
4. **If recommended in the chemical dependency evaluation, MS. STOVER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **If recommended in the chemical dependency evaluation, during the probationary period, MS. STOVER** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. STOVER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STOVER's** history.
6. **If recommended in the chemical dependency evaluation, MS. STOVER** 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. STOVER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. STOVER** 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. STOVER** shall be under a continuing duty to provide a copy of this Order, prior to initiating

- treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. STOVER** 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. STOVER** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. STOVER** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. STOVER** shall **notify the Board, in writing.**
11. **MS. STOVER** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. STOVER** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. STOVER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **Upon the request of the Board or its designee, MS. STOVER** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. STOVER

13. **MS. STOVER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. STOVER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. STOVER** shall not submit or cause to be submitted any false,

misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. **MS. STOVER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. STOVER** 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.
18. **MS. STOVER** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. STOVER** 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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Welch, Angela, P.N. 129872 (CASE #14-1306)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **ANGELA LYNN WELCH** in the December 5, 2014 Notice of Immediate Suspension and Opportunity for Hearing, and the January 23, 2015 Notice of Opportunity for Hearing (“Notices”) and evidence supporting the charges, the Board find that **MS. WELCH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. WELCH’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WELCH’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Permanent Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. WELCH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WELCH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. WELCH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WELCH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WELCH’s** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. WELCH** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses and Drug Abuse; and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

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

products containing alcohol.

7. **Prior to requesting reinstatement by the Board, MS. WELCH** shall, at her expense, obtain 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. WELCH** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MS. WELCH** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WELCH's** license, and a statement as to whether **MS. WELCH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. WELCH** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. WELCH's** license.
9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. WELCH** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WELCH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WELCH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WELCH's** history.
10. Within thirty (30) days prior to **MS. WELCH** initiating drug screening, **MS. WELCH** 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. WELCH**.

11. After initiating drug screening, **MS. WELCH** 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. WELCH** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. WELCH** 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. WELCH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WELCH

13. **MS. WELCH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. WELCH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. WELCH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. WELCH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. WELCH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. WELCH** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. WELCH** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

Following reinstatement, the suspension shall be stayed and MS. WELCH's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. WELCH** 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. WELCH** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. WELCH** 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. WELCH** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WELCH** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. WELCH** shall **notify the Board, in writing.**
11. **MS. WELCH** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting employment as a nurse.** **MS. WELCH** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. WELCH** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.
12. **MS. WELCH** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. WELCH

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

15. **MS. WELCH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. WELCH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. WELCH** 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.
18. **MS. WELCH** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. WELCH** 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. WELCH shall not administer, have access to, or possess (except as prescribed for **MS. WELCH's** use by another so authorized by law who has full knowledge of **MS. WELCH's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. WELCH** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. WELCH** shall not call in or order prescriptions or prescription refills.

FAILURE TO COMPLY

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Spriggs, Maria, R.N. 322732 (CASE #14-3527)

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that upon consideration of the charges stated against **MARIA SUZANN SPRIGGS** in the May 15, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SPRIGGS** 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 **MS. SPRIGGS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SPRIGGS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SPRIGGS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPRIGGS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. SPRIGGS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SPRIGGS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SPRIGGS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. SPRIGGS** shall submit documentation of her full compliance with the terms and conditions imposed by the Clinton County Court of Common Pleas in Case Number CRI-2014-5338.

5. **Prior to requesting reinstatement by the Board, MS. SPRIGGS** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses and Substance Abuse; and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

6. **Prior to requesting reinstatement by the Board, MS. SPRIGGS** shall, at her expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. SPRIGGS's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. SPRIGGS's** comprehensive physical examination and with a comprehensive assessment regarding **MS. SPRIGGS's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. SPRIGGS** shall provide the Board approved physician with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. SPRIGGS** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SPRIGGS's** license to practice, and stating whether **MS. SPRIGGS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. SPRIGGS's** license.
8. **MS. SPRIGGS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPRIGGS's** history. **MS. SPRIGGS** shall self-administer the prescribed drugs only in the manner prescribed.
9. **MS. SPRIGGS** shall abstain completely from the use of alcohol or any products containing alcohol.
10. **Prior to requesting reinstatement by the Board, MS. SPRIGGS** shall, at her expense, obtain 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. SPRIGGS** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. SPRIGGS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SPRIGGS's** license, and a statement as to whether **MS. SPRIGGS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
11. **MS. SPRIGGS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. SPRIGGS's** license.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SPRIGGS** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SPRIGGS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SPRIGGS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SPRIGGS's** history.
 13. Within thirty (30) days prior to **MS. SPRIGGS** initiating drug screening, **MS. SPRIGGS** 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. SPRIGGS**.
 14. After initiating drug screening, **MS. SPRIGGS** 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. SPRIGGS** 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.

15. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SPRIGGS** 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. SPRIGGS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SPRIGGS

16. **MS. SPRIGGS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
17. **MS. SPRIGGS** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
18. **MS. SPRIGGS** 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.
19. **MS. SPRIGGS** 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.
20. **MS. SPRIGGS** 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.
21. **MS. SPRIGGS** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. SPRIGGS** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Order.

Following reinstatement, the suspension shall be stayed and MS. SPRIGGS's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SPRIGGS** shall **notify the Board, in writing.**
11. **MS. SPRIGGS** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. SPRIGGS** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. SPRIGGS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. SPRIGGS** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. SPRIGGS

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

15. **MS. SPRIGGS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. SPRIGGS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. SPRIGGS** 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.
18. **MS. SPRIGGS** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. SPRIGGS** 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. SPRIGGS shall not administer, have access to, or possess (except as prescribed for **MS. SPRIGGS's** use by another so authorized by law who has full knowledge of **MS. SPRIGGS's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. SPRIGGS** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. SPRIGGS** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Parrella, Sandra, R.N. 302114, P.N. 094462 (CASE #14-6647)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **SANDRA DEE PARRELLA** in the May 15, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PARRELLA** 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 **MS. PARRELLA's** licenses to practice nursing as a registered nurse and licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PARRELLA's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

and rules governing the practice of nursing in Ohio.

2. **MS. PARRELLA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. PARRELLA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PARRELLA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PARRELLA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. PARRELLA** shall submit documentation of her full compliance with the terms and conditions imposed by the Erie Court of Common Pleas in Case Number 2014-CR-323.
5. **Prior to requesting reinstatement by the Board, MS. PARRELLA** shall, in addition to the requirements for renewal of her licenses, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: fifteen (15) hours of Nurses and Drug Abuse; five (5) hours of Professional Accountability and Legal Liability for Nurses; and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

6. **MS. PARRELLA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PARRELLA's** history. **MS. PARRELLA** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. PARRELLA** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. PARRELLA** shall, at her expense, obtain 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. PARRELLA** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. PARRELLA** shall execute releases to permit the chemical dependency professional to obtain any information

- deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PARRELLA's** licenses, and a statement as to whether **MS. PARRELLA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. PARRELLA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. PARRELLA's** licenses.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PARRELLA** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. PARRELLA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. PARRELLA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PARRELLA's** history.
 11. Within thirty (30) days prior to **MS. PARRELLA** initiating drug screening, **MS. PARRELLA** 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. PARRELLA**.
 12. After initiating drug screening, **MS. PARRELLA** 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. PARRELLA** 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.
 13. **For a minimum, continuous period of one (1) year immediately prior**

to requesting reinstatement, MS. PARRELLA 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. PARRELLA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PARRELLA

14. **MS. PARRELLA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. PARRELLA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. PARRELLA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. PARRELLA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. PARRELLA** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. PARRELLA** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. PARRELLA** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. PARRELLA's licenses shall be subject to the following probationary terms

and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. PARRELLA** shall **notify the Board, in writing.**
11. **MS. PARRELLA** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. PARRELLA** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. PARRELLA** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. PARRELLA** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. PARRELLA

13. **MS. PARRELLA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. PARRELLA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. PARRELLA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

16. **MS. PARRELLA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. PARRELLA** 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.
18. **MS. PARRELLA** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. PARRELLA** 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. PARRELLA shall not administer, have access to, or possess (except as prescribed for **MS. PARRELLA's** use by another so authorized by law who has full knowledge of **MS. PARRELLA's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. PARRELLA** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. PARRELLA** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of **MS. PARRELLA's** suspension shall be lifted and **MS. PARRELLA's**

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Amato-Secriskey, Kimberly, R.N. 225750 (CASE #15-0184)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **KIMBERLY ANNE AMATO-SECRISKEY** in the May 15, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. AMATO-SECRISKEY** 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 **MS. AMATO-SECRISKEY's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Koranda, Linda, P.N. 061128 (CASE #14-2004)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that upon consideration of the charges stated against **LINDA SUE KORANDA** in the March 13, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KORANDA** 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 **MS. KORANDA's** license to practice nursing as a licensed

practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KORANDA's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. KORANDA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KORANDA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. KORANDA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KORANDA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KORANDA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. KORANDA** shall submit documentation of her full compliance with the terms and conditions imposed by the Cuyahoga County Court of Common Pleas in Case Numbers CR-14-582657-A and CR-14-582709-A.
5. **Prior to requesting reinstatement by the Board, MS. KORANDA** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Substance Abuse.

Monitoring

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

8. **Prior to requesting reinstatement by the Board, MS. KORANDA** shall, at her expense, obtain 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. KORANDA** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. KORANDA** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KORANDA's** license, and a statement as to whether **MS. KORANDA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. KORANDA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. KORANDA's** license.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KORANDA** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. KORANDA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. KORANDA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KORANDA's** history.
11. Within thirty (30) days prior to **MS. KORANDA** initiating drug screening, **MS. KORANDA** 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. KORANDA**.

12. After initiating drug screening, **MS. KORANDA** 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. KORANDA** 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.
13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KORANDA** 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. KORANDA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. KORANDA

14. **MS. KORANDA** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. KORANDA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
16. **MS. KORANDA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. KORANDA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. KORANDA** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. KORANDA** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. KORANDA** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

Following reinstatement, the suspension shall be stayed and MS. KORANDA's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. KORANDA** 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. KORANDA** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. KORANDA** 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. KORANDA** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. KORANDA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. KORANDA** shall **notify the Board, in writing.**
11. **MS. KORANDA** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. KORANDA** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. KORANDA** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. KORANDA** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. KORANDA

13. **MS. KORANDA** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. KORANDA** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. KORANDA** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. KORANDA** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. KORANDA** 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.
18. **MS. KORANDA** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. KORANDA** 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. KORANDA shall not administer, have access to, or possess (except as prescribed for **MS. KORANDA's** use by another so authorized by law who has full knowledge of **MS. KORANDA's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. KORANDA** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. KORANDA** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Adamic, Amy, R.N. 358605 (CASE #14-6408)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that upon consideration of the charges stated against **AMY M. ADAMIC** in the March 13, 2015 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ADAMIC** 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 **MS. ADAMIC's** license to practice nursing as a registered nurse be suspended for an

indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ADAMIC's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years, including the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ADAMIC** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ADAMIC** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. ADAMIC** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ADAMIC**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ADAMIC's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. ADAMIC** shall submit documentation of her full compliance with the terms and conditions imposed by the Cuyahoga Court of Common Pleas in Case Number CR-14-586739-B.

Monitoring

5. **MS. ADAMIC** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ADAMIC's** history. **MS. ADAMIC** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. ADAMIC** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. ADAMIC** shall, at her expense, obtain 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. ADAMIC** shall provide the chemical dependency professional with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. ADAMIC** shall execute releases to

- permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. ADAMIC's** license, and a statement as to whether **MS. ADAMIC** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. ADAMIC** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. ADAMIC's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ADAMIC** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. ADAMIC's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. ADAMIC** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ADAMIC's** history.
 10. Within thirty (30) days prior to **MS. ADAMIC** initiating drug screening, **MS. ADAMIC** 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. ADAMIC**.
 11. After initiating drug screening, **MS. ADAMIC** 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. ADAMIC** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ADAMIC** 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. ADAMIC** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. ADAMIC

13. **MS. ADAMIC** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. ADAMIC** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. ADAMIC** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. ADAMIC** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. ADAMIC** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
18. **MS. ADAMIC** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ADAMIC** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. ADAMIC's license shall be subject to the following probationary terms and restrictions for a minimum period of two (2) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. ADAMIC** 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. ADAMIC** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. ADAMIC** 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. ADAMIC** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. ADAMIC** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. ADAMIC** shall **notify the Board, in writing.**
11. **MS. ADAMIC** is under a continuing duty to provide a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. ADAMIC** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. ADAMIC** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.
12. **MS. ADAMIC** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. ADAMIC

13. **MS. ADAMIC** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. ADAMIC** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. ADAMIC** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. ADAMIC** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications

required by this Order shall be made to the Compliance Unit of the Board.

17. **MS. ADAMIC** 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.
18. **MS. ADAMIC** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ADAMIC** 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. ADAMIC shall not administer, have access to, or possess (except as prescribed for **MS. ADAMIC's** use by another so authorized by law who has full knowledge of **MS. ADAMIC's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. ADAMIC** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. ADAMIC** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Henkel, Brianne, P.N. 115891 (CASE #14-6408)

Action: It was moved by J. Jane McFee, seconded by John Schmidt, that upon consideration of the charges stated against **BRIANNE LEAH HENKEL** in the July 31, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HENKEL** 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 **MS. HENKEL's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HENKEL's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HENKEL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HENKEL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HENKEL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause

BCII to submit **MS. HENKEL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall submit documentation of her full compliance with the terms and conditions imposed by the Mahoning County Court of Common Pleas in Case Number 14 CR 1108.
5. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; five (5) hours of Documentation; five (5) hours of Medication Administration; and five (5) hours of Ethics.

Monitoring

6. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall, at her expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. HENKEL's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. HENKEL's** comprehensive physical examination and with a comprehensive assessment regarding **MS. HENKEL's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. HENKEL** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. HENKEL** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HENKEL's** license to practice, and stating whether **MS. HENKEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. HENKEL's** license.
8. **MS. HENKEL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed

- to her by another so authorized by law who has full knowledge of **MS. HENKEL's** history. **MS. HENKEL** shall self-administer the prescribed drugs only in the manner prescribed.
9. **MS. HENKEL** shall abstain completely from the use of alcohol or any products containing alcohol.
 10. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall, at her expense, obtain 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. HENKEL** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. HENKEL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HENKEL's** license, and a statement as to whether **MS. HENKEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 11. **MS. HENKEL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HENKEL's** license.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HENKEL** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HENKEL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HENKEL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HENKEL's** history.
 13. Within thirty (30) days prior to **MS. HENKEL** initiating drug screening, **MS. HENKEL** 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. HENKEL**.
14. After initiating drug screening, **MS. HENKEL** 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. HENKEL** 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.
 15. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HENKEL** 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. HENKEL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 16. **Prior to requesting reinstatement by the Board, MS. HENKEL** shall, at her expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HENKEL** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HENKEL's** license, and a statement as to whether **MS. HENKEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 17. **MS. HENKEL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HENKEL's** license.

Reporting Requirements of MS. HENKEL

18. **MS. HENKEL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
19. **MS. HENKEL** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable

and prevailing standards of safe nursing practice.

20. **MS. HENKEL** 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.
21. **MS. HENKEL** 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.
22. **MS. HENKEL** 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.
23. **MS. HENKEL** shall verify that the reports and documentation required by this Order are received in the Board office.
24. **MS. HENKEL** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. HENKEL's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.

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

Monitoring

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

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. HENKEL** 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. HENKEL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. HENKEL** 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. HENKEL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HENKEL** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. HENKEL** shall **notify the Board, in writing.**
11. **MS. HENKEL** is under a continuing duty to provide a copy of this Order

and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MS. HENKEL** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse. MS. HENKEL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. HENKEL

13. **MS. HENKEL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. **MS. HENKEL** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. HENKEL** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. HENKEL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. HENKEL** 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.
18. **MS. HENKEL** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. HENKEL** 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. HENKEL shall not administer, have access to, or possess (except as prescribed for **MS. HENKEL's** use by another so authorized by law who has full knowledge of **MS. HENKEL's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HENKEL** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HENKEL** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

McClintock, Melissa, R.N. 274415 (CASE #15-2218)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that upon consideration of the charges stated against **MELISSA RAE MCCLINTOCK** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MCCLINTOCK** 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 **MS. MCCLINTOCK's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MCCLINTOCK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MCCLINTOCK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MCCLINTOCK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. MCCLINTOCK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MCCLINTOCK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MCCLINTOCK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

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

6. **Prior to requesting reinstatement by the Board, MS. MCCLINTOCK** shall, at her expense, obtain 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. MCCLINTOCK** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. MCCLINTOCK** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MCCLINTOCK's** license, and a statement as to whether **MS. MCCLINTOCK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. MCCLINTOCK** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. MCCLINTOCK's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MCCLINTOCK** shall submit, at her expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MCCLINTOCK's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MCCLINTOCK** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MCCLINTOCK's** history.
9. Within thirty (30) days prior to **MS. MCCLINTOCK** initiating drug screening, **MS. MCCLINTOCK** 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. MCCLINTOCK**.

10. After initiating drug screening, **MS. MCCLINTOCK** 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. MCCLINTOCK** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MCCLINTOCK** 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. MCCLINTOCK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MCCLINTOCK

12. **MS. MCCLINTOCK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. MCCLINTOCK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MS. MCCLINTOCK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. MCCLINTOCK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. MCCLINTOCK** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. MCCLINTOCK** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. MCCLINTOCK** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

Following reinstatement, the suspension shall be stayed and MS. MCCLINTOCK's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MS. MCCLINTOCK** 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. MCCLINTOCK** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. MCCLINTOCK** 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. MCCLINTOCK** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MCCLINTOCK** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. MCCLINTOCK** shall **notify the Board, in writing.**
11. **MS. MCCLINTOCK** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. MCCLINTOCK** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MS. MCCLINTOCK** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
12. **MS. MCCLINTOCK** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. MCCLINTOCK

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

14. **MS. MCCLINTOCK** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
15. **MS. MCCLINTOCK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MS. MCCLINTOCK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MS. MCCLINTOCK** 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.
18. **MS. MCCLINTOCK** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. MCCLINTOCK** 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. MCCLINTOCK shall not administer, have access to, or possess (except as prescribed for **MS. MCCLINTOCK's** use by another so authorized by law who has full knowledge of **MS. MCCLINTOCK's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. MCCLINTOCK** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. MCCLINTOCK** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Durbin, Michael, R.N. 297387 (CASE #15-1469)

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that upon consideration of the charges stated against **MICHAEL LAWRENCE DURBIN** in the May 15, 2015 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. DURBIN** 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 **MR. DURBIN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MR. DURBIN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and

restrictions set forth below for a minimum period of three (3) years, including the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. DURBIN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. DURBIN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. DURBIN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. DURBIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. DURBIN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MR. DURBIN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DURBIN's** history. **MR. DURBIN** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MR. DURBIN** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MR. DURBIN** shall, at his expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. DURBIN** shall provide the chemical dependency professional with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. DURBIN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. DURBIN's** license, and a statement as to whether **MR. DURBIN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. **MR. DURBIN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. DURBIN's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. DURBIN** shall submit, at his expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. DURBIN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. DURBIN** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. DURBIN's** history.
9. Within thirty (30) days prior to **MR. DURBIN** initiating drug screening, **MR. DURBIN** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. DURBIN**.
10. After initiating drug screening, **MR. DURBIN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. DURBIN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. DURBIN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. DURBIN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. DURBIN

12. **MR. DURBIN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MR. DURBIN** shall submit any and all information that the Board may request regarding his ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
14. **MR. DURBIN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MR. DURBIN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MR. DURBIN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. DURBIN** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. DURBIN** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. DURBIN's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Monitoring

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

Treating Practitioners and Reporting

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

or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. DURBIN shall notify the Board, in writing.**
11. **MR. DURBIN** is under a continuing duty to provide a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MR. DURBIN** shall have his employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse.** **MR. DURBIN** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.
12. **MR. DURBIN** shall, **prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MR. DURBIN

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

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

19. **MR. DURBIN** 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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1)

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Wasko, Jennifer, R.N. 339362 (CASE #12-0113)

Action: It was moved by Sandra Ranck, seconded by Lisa Klenke, that upon consideration of the charges stated against **JENNIFER WASKO** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WASKO** 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 **MS. WASKO's** license to practice nursing as a registered nurse be **Reprimanded** and **Fined**, and that she complete the continuing education courses as indicated below.

Within six (6) months of the effective date of this Order, MS. WASKO shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Within six (6) months of the effective date of this Order, MS. WASKO shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; and five (5) hours of Substance Abuse.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Neubacher, Amy, P.N. 135589 (CASE #14-1369)

Action: It was moved by Lisa Klenke, seconded by Sandra Ranck, that upon consideration of the charges stated against **AMY SUSAN NEUBACHER** in the March 13, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. NEUBACHER** 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 **MS. NEUBACHER's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. NEUBACHER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. NEUBACHER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. NEUBACHER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. NEUBACHER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. NEUBACHER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. NEUBACHER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. NEUBACHER** shall submit documentation of her full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas in Case Number 14CR001423.

Reporting Requirements of MS. NEUBACHER

5. **MS. NEUBACHER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. NEUBACHER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.

7. **MS. NEUBACHER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. NEUBACHER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. NEUBACHER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. NEUBACHER** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. NEUBACHER** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. NEUBACHER's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. NEUBACHER** shall **notify the Board, in writing.**
4. **MS. NEUBACHER** is under a continuing duty to provide a copy of this

- Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse. MS. NEUBACHER** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a nurse. MS. NEUBACHER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
5. **Upon the request of the Board or its designee, MS. NEUBACHER** shall, **prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. NEUBACHER

6. **MS. NEUBACHER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. NEUBACHER** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. NEUBACHER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. NEUBACHER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. NEUBACHER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. NEUBACHER** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. NEUBACHER** 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. NEUBACHER shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. NEUBACHER** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

MS. NEUBACHER shall not be involved in financial activities or supervise financial activities in any position that requires a license as a licensed practical nurse.

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Faucheaux, Mary, R.N. 295822 (CASE #14-6247)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **MARY GRACE FAUCHEAUX** in the March 13, 2015 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FAUCHEAUX** 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 **MS. FAUCHEAUX's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Swarr, Brette, P.N. 109847 (CASE #14-5068)

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that upon consideration of the charges stated against **BRETTE NICOLE SWARR** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SWARR** 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 **MS. SWARR's** license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year.

MS. SWARR's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms and restrictions:

1. **MS. SWARR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SWARR** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. SWARR** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SWARR**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SWARR's** criminal records check reports to the Board. **MS. SWARR's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. SWARR**

shall, in addition to the requirements for renewal of her license, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability for Nurses; and one (1) hour of Ohio Nursing Law and Rules.

Employment Conditions

5. **MS. SWARR** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment as a nurse.
6. **MS. SWARR, within fifteen (15) days of the effective date of this Order**, if working in a position in which a license to practice nursing is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. SWARR** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse**. **MS. SWARR** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse**. **MS. SWARR** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. SWARR

7. **MS. SWARR** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. SWARR** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
9. **MS. SWARR** 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.
10. **MS. SWARR** 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.

11. **MS. SWARR** 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.
12. **MS. SWARR** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. SWARR** 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

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

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Degoh, Magdaline, P.N. 143725 (CASE #15-0427)

Action: It was moved by Lauralee Krabill, seconded by John Schmidt, that upon consideration of the charges stated against **MAGDALINE MANYI DEGOH** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DEGOH** 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 **MS. DEGOH's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DEGOH's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years, including the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DEGOH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DEGOH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. DEGOH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DEGOH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DEGOH's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DEGOH** shall submit documentation of her full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas in Case Number 13 CR 881.

Reporting Requirements of MS. DEGOH

5. **MS. DEGOH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. DEGOH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
7. **MS. DEGOH** shall not submit or cause to be submitted any false,

misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

8. **MS. DEGOH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. DEGOH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. DEGOH** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. DEGOH** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. DEGOH's license shall be subject to the following probationary terms and restrictions for a minimum period of three (3) years.

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. DEGOH shall notify the Board, in writing.**
4. **MS. DEGOH** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a nurse.** **MS. DEGOH** shall have her employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a**

- nurse. MS. DEGOH** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
5. **Upon the request of the Board or its designee, MS. DEGOH shall, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements of MS. DEGOH

6. **MS. DEGOH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. DEGOH** shall submit any and all information that the Board may request regarding her ability to practice nursing according to acceptable and prevailing standards of safe nursing practice.
8. **MS. DEGOH** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MS. DEGOH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. DEGOH** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. DEGOH** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. DEGOH** 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. DEGOH shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides

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

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

MS. DEGOH shall not be involved in financial activities or supervise financial activities in any position that requires a license as a licensed practical nurse.

FAILURE TO COMPLY

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November, 2015.

Fasulko, Joseph R.N. 324051 (CASE #15-0489)

Action: It was moved by Maryam Lyon, seconded by John Schmidt, that upon consideration of the charges stated against **JOSEPH STEPHEN FASULKO** in the May 15, 2015 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. FASULKO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, that **MR. FASULKO's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members present.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

WITHDRAWAL OF NOTICES OF OPPORTUNITY FOR HEARING

Williams, Goldtina, R.N. 324312, P.N. 109832 (CASE #14-1375)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that the Board withdraw the May 15, 2015 Notice of Opportunity for Hearing that was issued to Williams, Goldtina, R.N. #324312, P.N. 109832, (CASE #14-1375) based on additional information received in accordance with Section 2953.32 of the Ohio Revised Code.

Motion adopted by unanimous vote of the Board members present.

Thompson, Christina, P.N. NCLEX (CASE #15-1527)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that the Board withdraw the September 18, 2015 Notice of Opportunity for Hearing that was issued to Thompson, Christina, P.N. NCLEX (CASE #15-1527), as the Notice contained a typographical error.

Motion adopted by unanimous vote of the Board members present.

Richardson, Lora, P.N. Endorse (CASE #13-4392)

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board withdraw the July 31, 2015 Notice of Opportunity for Hearing that was issued to Richardson, Lora, P.N. Endorse (CASE #13-4392), as the Notice contained a typographical error.

Motion adopted by unanimous vote of the Board members present.

WITHDRAWAL OF IMMEDIATE SUSPENSION NOTICE

Traine, Sandra, R.N. 292225 (CASE #13-7307)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that the Board approve the Notice of Lift of Immediate Suspension issued November 6, 2015, and dismiss the July 31, 2015 Notice of Immediate Suspension and Opportunity for Hearing that was issued to Traine, Sandra, R.N. 292225 (CASE #13-7307), based on additional information received and in accordance with Section 2953.52 of the Ohio Revised Code.

Motion adopted by unanimous vote of the Board members present.

NOTICE OF IMMEDIATE SUSPENSION AND AUTOMATIC SUSPENSION

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that the Board immediately and automatically suspend the license and issue a notice of opportunity for hearing for violations of Chapter 4723 for the following license case:

Parmer, Michelle, R.N. 392046, P.N. 147185 (Case #15-6605).

Motion adopted by unanimous vote of the Board members present.

A complete copy of the Immediate and Automatic Suspension and Notice of Opportunity for Hearing shall be maintained in the exhibit book for the November 2015 Board Meeting.

DEFAULT ORDERS

Khoury, Karen, P.N. 114445 (CASE #14-3411)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that upon consideration of the allegations contained in the April 21, 2015 examination order and the findings contained in the September 2015 Default Order, the Board find that **MS. KHOURY** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2015 Default Order, and that **MS. KHOURY's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 18, 2015, with conditions for reinstatement set forth in the September 2015 Default Order.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Rupert, Deborah, R.N. 325010 (CASE #14-3811)

Action: It was moved by Sheryl Warner, seconded by John Schmidt, that upon consideration of the allegations contained in the January 27, 2015 examination order and the findings contained in the July 2015 Default Order, the Board find that **MS. RUPERT** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2015 Default Order, and that **MS. RUPERT's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of July 31, 2015, with conditions for reinstatement set forth in the July 2015 Default Order.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Frankovich, Michael, R.N. Endorse (CASE #15-0916)

Action: It was moved by Brenda Boggs, seconded by Sandra Ranck, that upon consideration of the allegations contained in the April 1, 2015 examination order and the findings contained in the July 2015 Default Order, the Board find that **MR. FRANKOVICH** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2015 Default Order, and that **MR. FRANKOVICH's** application to practice nursing as a registered nurse in the State of Ohio is denied, as of July 31, 2015, with conditions for reapplication set forth in the July 2015 Default Order.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Hickman, Jennifer, R.N. 320633 (CASE #11-1540)

Action: It was moved by J. Jane McFee, seconded by John Schmidt, that upon consideration of the allegations contained in the December 30, 2011 examination order and the findings contained in the September 2015 Default Order, the Board find that **MS. HICKMAN** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2015 Default Order, and that **MS. HICKMAN's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of September 18, 2015, with conditions for reinstatement set forth in the September 2015 Default Order.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Willis, Charmaine, P.N. 154883 (CASE #14-5403)

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

CONDITIONS FOR REINSTATEMENT

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

2. **MS. WILLIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. WILLIS** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Shepherd Hill Addiction Services, 200 Messimer Drive, Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. WILLIS** shall provide the Examiner with a copy of this Order and the May 29, 2015 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. WILLIS's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. WILLIS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. WILLIS** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. WILLIS** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. WILLIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. WILLIS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. WILLIS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. WILLIS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.

9. **MS. WILLIS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. WILLIS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. WILLIS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Kennon, Timothy, R.N. 373020 (CASE #13-2609)

Action: It was moved by Lisa Klenke, seconded by Sandra Ranck, that upon consideration of the allegations contained in the March 13, 2015 examination order and the findings contained in the July 2015 Default Order, the Board find that **MR. KENNON** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2015 Default Order, and that **MR. KENNON's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of July 31, 2015, with conditions for reinstatement set forth in the July 2015 Default Order.

Motion adopted by a majority vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Shapiro, Matthew, R.N. 266460 (CASE #14-4632)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that upon consideration of the allegations contained in the May 5, 2015 examination order and the findings contained in the September 2015 Default Order, the Board find that **MR. SHAPIRO** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2015 Default Order, and that **MR. SHAPIRO's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of September 18, 2015, with conditions for reinstatement set forth in the September 2015 Default Order.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

McCall, Heath, P.N. 129863 (CASE #14-4593)

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that the Board find that **MR. MCCALL** has failed to submit to an examination when directed, that the failure was not due to circumstances beyond **MR. MCCALL's** control, and that in accordance with Section 4723.28(G), ORC, **MR. MCCALL** has admitted the truth of the allegations set forth in the examination order issued to **MR. MCCALL** and that **MR. MCCALL** has an impairment affecting his ability to provide safe nursing care. It was further moved that **MR. MCCALL's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MR. MCCALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MCCALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. MCCALL** shall, at his own expense, submit to a chemical dependency evaluation specifically addressing his ability to safely function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, located at 200 Messimer Drive, Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. MCCALL** shall provide the Examiner with a copy of this Order and the August 3, 2015 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. MCCALL's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. MCCALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. MCCALL** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. MCCALL** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MR. MCCALL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. MCCALL** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MR. MCCALL** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. MCCALL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MR. MCCALL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MR. MCCALL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. MCCALL** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Begley, Sean, P.N. 145819 (CASE #15-2272)

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

CONDITIONS FOR REINSTATEMENT

1. **MR. BEGLEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. BEGLEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. BEGLEY** shall, at his own expense, submit to a chemical dependency evaluation specifically addressing his ability to safely function in a clinical nursing capacity, by Dr. Michael A. Gureasko, Christ Hospital Medical Office Building, 2123 Auburn Ave., Suite 306, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. BEGLEY** shall provide the Examiner with a copy of this Order and the August 3, 2015 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. BEGLEY's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. BEGLEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. BEGLEY** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. BEGLEY** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MR. BEGLEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. BEGLEY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.

7. **MR. BEGLEY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. BEGLEY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MR. BEGLEY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MR. BEGLEY** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. BEGLEY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

Lindenauer, Shannon, R.N. 376880 (CASE #14-1915)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board find that **MS. LINDENAUER** has failed to submit to an examination when directed, that the failure was not due to circumstances beyond **MS. LINDENAUER's** control, and that in accordance with Section 4723.28(G), ORC, **MS. LINDENAUER** has admitted the truth of the allegations set forth in the examination order issued to **MS. LINDENAUER** and that **MS. LINDENAUER** has an impairment affecting her ability to provide safe nursing care. It is further moved that **MS. LINDENAUER's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. LINDENAUER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LINDENAUER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. LINDENAUER** shall, at her own expense, submit to a chemical dependency evaluation specifically addressing her ability to safely function in a clinical nursing capacity, by Dr. Michael A. Gureasko, located at the Christ

Hospital Medical Office Building, 2123 Auburn Ave., Suite 306, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. LINDENAUER** shall provide the Examiner with a copy of this Order and the May 5, 2015 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. LINDENAUER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. LINDENAUER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of Licensee

5. **MS. LINDENAUER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. LINDENAUER** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. LINDENAUER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. LINDENAUER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. LINDENAUER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

10. **MS. LINDENAUER** shall verify that the reports and documentation required by this Order are received in the Board Office.

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

Motion adopted by unanimous vote of the Board members present.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 20th day of November 2015.

VOLUNTARY RETIREMENTS

Action: It was moved by Janet Arwood, seconded by John Schmidt, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case(s):

Maschek, Theresa, R.N. 254843 (CASE #15-0665); Rogers, Deborah, P.N. 081667, (CASE #15-0966).

Motion adopted by unanimous vote of the Board members present.

MISCELLANEOUS COMPLIANCE MOTION

Gilkison, Rachel, P.N. 121494 (CASE #14-2222)

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that following receipt of a completed reinstatement application the Board reinstate Ms. Gilkison's license, PN #121494, based on the October 26, 2015 report submitted by University of Cincinnati Physicians, Division of Forensic Psychiatry, finding that Ms. Gilkison has completed a fitness for duty examination, and is not suffering an impairment of her ability to provide safe nursing.

Motion adopted by unanimous vote of the Board members present.

MONITORING

RELEASE FROM SUSPENSION/PROBATION

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreement or Adjudication Orders:

Copley, Matthew, R.N. 337577 (CASE #11-2373); Maynard, Jeri, R.N. 380656 (CASE #12-0268); Seiler, Pamela, R.N. 174812 (CASE #11-3981); Wilms, Kelly, R.N. 407651 (CASE #15-0979); Carlin, Timothy, R.N. 277925 (CASE #10-5350); Magnuson, Robert, P.N. 130874 (CASE #14-1265); Matre, Elizabeth, R.N. 345428 (CASE #13-2349); Race, Ralph, R.N. 311332 (CASE #12-3359); Curry, Alieta, R.N. 381687, P.N. 131186 (CASE #14-5845); Arrington, Cierra, R.N.

401161 (CASE #13-7535); Clark, Joni, P.N. 157464 (CASE #14-2376); Snyder, Jaime, R.N. 380677, COA 15210, CTP 15210 (CASE #13-4768); Howard, Melissa, R.N. 366593 (CASE #14-1080).

Motion adopted by unanimous vote of the Board members present.

RELEASE FROM SUSPENSION/PROBATION – PERMANENT PRACTICE RESTRICTIONS REMAIN

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) with the exception of the permanent practice restriction(s) that will remain in effect:

Erdely, Kathryn, P.N. 073284 (CASE #12-1641); Leskovac, John, R.N. 281961, NA 07151 (CASE #11-5145); Markelonis, Stacey, R.N. 320101 (CASE #11-3236).

Motion adopted by unanimous vote of the Board members present.

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE – PERMANENT PRACTICE RESTRICTIONS REMAIN

Action: It was moved by Brenda Boggs, seconded by Sheryl Warner, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreement with the exception of the permanent practice restrictions that will remain in effect:

Estes, Misty, P.N. 101171 (CASE #12-5562).

Motion adopted by unanimous vote of the Board members present.

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Sandra Ranck, seconded by Lisa Klenke, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s):

Flowers, Lori, R.N. 375154 (CASE #10-5463); Anderson, Kimberly, R.N. 235868 (CASE #13-5145); Tomboly, Sara, R.N. 396316, P.N. 139489 (CASE #12-4228); Farrar, Michelle, P.N. 147383 (CASE #11-3268); Brodnick, Angela, R.N. 314280 (CASE #13-3877); Weisenberger, Benjamin, R.N. 319474 (CASE #07-1913).

Motion adopted by unanimous vote of the Board members present.

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Lisa Klenke, seconded by Sandra Ranck, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s):

Peirson, Staci, R.N. 319684 (CASE #13-6640); Truitt, Valerie, R.N. 284131 (CASE #12-1630); Walter, Melanie, R.N. 351620 (CASE #12-5998); Abbott, Amanda, R.N. 353314 (CASE #14-5314).

Motion adopted by unanimous vote of the Board members present.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, to reinstate the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms of their Adjudication Order(s):

Sartor, Patricia, R.N. 169201 (CASE #13-1554); Walters, Rachel, R.N. 297961 (CASE #13-4664); Goins, Mischka, P.N. 119956 (CASE #14-3107).

Motion adopted by unanimous vote of the Board members present.

MISCELLANEOUS MONITORING MOTIONS

Lavin, Luann, R.N. 304137, COA 11102, CTP 11102 (CASE #15-2028)

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that the Board reinstate Lavin, Luann, CTP 11102 (CASE #15-2028) in accordance with the terms of the July 2015 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Meeker, Joni, R.N. 179321, COA 06084, CTP 06084 (CASE #14-2445)

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that the Board reinstate Meeker, Joni, CTP 06084 (CASE #14-2445), in accordance with the terms of the September 2015 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Stiver, Carol, R.N. 150019 (CASE #13-7559)

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that the Board approve the request of Stiver, Carol, R.N. 150019 (CASE #13-7559) to return to practice in accordance with the terms of the May 2015 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

LeMaster, Andrew, R.N. 359743, P.N. 129167 (CASE #14-0668)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, to approve the Educational Needs Assessment and Learning Plan submitted by Bonnie Kirkpatrick, RN, MS, CNS, CNL, for LeMaster, Andrew, R.N., 359473, P.N. 129167, per the terms and conditions of the July 25, 2013 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Collins, Jennifer, R.N. 265014 (CASE #15-2268)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, to release Collins, Jennifer, R.N. 265014 (CASE #15-2268) from participation in mental health counseling as required on page four, paragraph nine of the July 2015 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Fayne, Clifford, P.N. 151633 (CASE #14-1511)

Action: It was moved by Lauralee Krabill, seconded by Patricia Sharpnack, to reinstate the license of Fayne, Clifford, P.N. 151633 upon receipt of a completed reinstatement application and subject to the probationary requirements within the September 2015 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Duvall, Carla, R.N. 279049, COA 07789, CTP 07789 (CASE #13-7430)

Action: It was moved by Maryam Lyon, seconded by John Schmidt, that the Board concur with the Board Supervising Member's determination that Ms. Duvall has not met all of the conditions for reinstatement, and further moved that according to the duration language in the November 2014 Adjudication Order having not completed with all of the conditions for reinstatement, Ms. Duvall's request for reinstatement be denied.

Motion adopted by unanimous vote of the Board members present.

Snyder, Danielle, DT 03228 (CASE #12-2341)

Action: It was moved by Maryam Lyon, seconded by John Schmidt, that the Board release Snyder, Danielle, DT 03228 (CASE #12-2341) from the July 2012 Consent Agreement effective on the date of eligibility for release November 27, 2015.

Motion adopted by unanimous vote of the Board members present.

Rochester, Tamara, R.N. 384187, P.N. 117898 (CASE #12-1158)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board release Rochester, Tamara, R.N. 384187, P.N. 117898 (CASE #12-1158)

from the July 2012 Consent Agreement on the date of eligibility for release effective November 29, 2015.

Motion adopted by unanimous vote of the Board members present.

Barber, Kirby, R.N. 331955 (CASE #14-0482)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that the Board release Barber, Kirby, R.N. 331955 (CASE #14-0482) from the temporary narcotic restriction and the practice restriction prohibiting working more than 45 hours a week per the terms and conditions of the July 2012 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Abdullah, Aaliyah, P.N. 111304 (CASE #06-0587)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that the Board approve the request of Abdullah, Aaliyah, P.N. 111304 (CASE #06-0587) to accept a nursing position with Arden Court of Kenwood in accordance with the September 2006 Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

Storad, John, R.N. 248142 (CASE #13-4166)

Action: It was moved by Janet Arwood, seconded by John Schmidt, that the Board approve the request of Storad, John, R.N. 248142 (CASE #13-4166) to accept the ADON position at Lamplight Inn of Maple Heights per the terms and conditions of the March 2014 Consent Agreement. It is noted that Mr. Storad was approved for the DON position at Stone Crossing Care Center in July 2015 and did not remain in that position.

Motion adopted by unanimous vote of the Board members present.

MOTION TO APPROVE

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board accept the following prior approvals made by Judith Church, Supervising Member for Disciplinary Matters:

Sacks, Andrea, R.N. 356007 (CASE #09-4017) – Approval to accept employment as an Administrator with U.S. Renal in Norwood, Ohio.

Hawkins, Cheryl, P.N. 125807 (CASE #15-3063) – Approval to seek nursing employment.

McAfee, Alfreda, R.N. 373605 (CASE #15-46350) – Approval to work as a nurse.

Rhodes, Michelle, P.N. 146308 (CASE #11-2861) – Approval to accept Clinical Care Coordinator/Nursing Position at Holly Hill Health Care Residence.

Rucker, Edla, R.N. 268770, COA 10100, CTP 10100 (CASE #13-4199) – Approval of the Standard Care Arrangement submitted on September 29, 2015.

Ely, Marcella, R.N. 273009 (CASE #12-7139) – Approval to accept a nursing position at A-1 Nursing Care Flu and Wellness Clinic.

Shinaberry, Adrienne, R.N. 314598 (CASE #14-6433) – Approval to accept a nursing position at Fresenius in Akron, Ohio.

Willoughby, Rebecca, R.N. 419118, P.N. 104380 (CASE #14-7000) – Approval to accept the DON position at Carriage Inn of Dayton.

Neely, Meghan, R.N. 387232 (CASE #15-4148) – Approval to work as a nurse.

Martin, Mona, R.N. 202243 (CASE #14-5748) – Approval to accept an MSD Nurse Coordinator position at Mt. Washington Care Center.

Colborn, Joann, R.N. 413873 (CASE #12-4932) – Approval to work as a nurse.

O'Donnell, Allison, R.N. 350441, COA 15127 (CASE #15-0981) – Approval to accept employment as a CRNA for the Cleveland Clinic Foundation.

Belenkaya, Regina, R.N. 398628, COA 15466 (CASE #14-1350) – Approval to work as a nurse.

Chandler, Jaime, R.N. 318124 (CASE #11-4091) – Approval to accept employer reports from St. Elizabeth's Healthcare, Edgewood, Kentucky.

Buck, Mickey, R.N. 311291 (CASE #14-0187) – Approval to accept a nursing position at The Woods Parkside, Columbus, Ohio.

Becker, Karli, R.N. 376139 (CASE #13-0299) – Approval to participate in mental health treatment with Kathleen Pae, Professional Counselor.

Bullen, Dennis, R.N. 204525, COA 02041 (CASE #15-3167) – Approval for the release from the September 2012 Consent Agreement, the March 2014 Addendum Consent Agreement and the September 2015 Addendum Consent Agreement.

Motion adopted by unanimous vote of the Board members present.

REPORTS TO THE BOARD

Open Forum – Friday, November 20, 2015

On Friday, the meeting was called to order at 10:33 a.m.; Open Forum was held at 10:35 a.m. Attorney Ryan Williams and Shelia Langford were present for Open Forum.

Other Reports

Summary of Nursing Education Program Annual Reports

L. Emrich reviewed the summary of the nursing education program annual reports.

NEALP Report

L. Emrich reviewed the NEALP report. There was discussion on the remaining funds balance. It was noted that a portion of the license renewal fees are deposited to the fund each quarter. L. Emrich will contact the Ohio Board of Regents to determine if the fund balance includes committed funds to be transferred for tuition payment at a later date based on the original award. Sandra Ranck suggested the Board re-consider recommending that funds be provided for pre-licensure PN education. It was noted that LPNs who are pursuing a RN education are eligible for NEALP tuition assistance.

NEALP Funding Recommendation

The Board agreed to provide the same recommendation as 2015: prioritize funding for post-graduate education to prepare future nursing faculty, with remaining funding designated for pre-licensure RN applicants, and no funding for pre-licensure PN applicants.

Action: It was moved by Sandra Ranck, seconded by Lauralee Krabel, that the Board recommend that the NEALP funding distribution continue according to the 2015 Board of Nursing recommendation, and that the Board continue to collect information about the distribution of NEALP funds. Motion adopted by unanimous vote of the Board members.

Advisory Group on Nursing Education

The Advisory Group on Nursing Education requested that the Board consider a revision to the curriculum rules. The recommendation is to adopt new definitions for "clinical experience" and "care across the lifespan." The new definitions would allow for any combination of theory, laboratory/simulation and clinical experiences to meet course objectives in the care of individuals or groups across the lifespan. The primary concern is the ability of programs to provide clinical experiences for obstetric, newborn, and pediatric patients, and this recommendation would allow programs to discontinue providing clinical experiences for obstetric, newborn, and pediatric patients. The Advisory Group believes this revision would give flexibility to education programs in providing active learning experiences to students in the provision of nursing care to patients of all

ages. In addition, there are nursing educators who believe a generalist approach to nursing education is needed for today's health care environment.

Sheryl Warner expressed a concern that if clinical experience is not provided due to a cited lack of clinical placements, there will not be competent practitioners in these areas, and obstetric, newborn, and pediatric care nurses will essentially be eliminated. She also stated that students need experience in handling real life situations, including family interactions. Lisa Klenke stated that as an employer of nurses she would be concerned if there were no clinical experience requirements for these patients because it is difficult for hospitals to provide on-the-job training and even more difficult for non-institutional nursing employers to provide it.

Lauralee Krabel noted that even if there are planned clinical experiences, the student may not see patients because, for example, there are no newborns on the unit at that time. When these situations occurred, the students could return to the simulation laboratory. P. Sharpnack stated that simulation mimics life if high-fidelity simulation is available and used correctly, but not all programs have access to high-fidelity simulation.

The Board discussed that the Advisory Group may wish to consider whether the proposed change should apply to obstetrics but not pediatrics. The Advisory Group on Nursing Education will meet in February to continue these discussions and review of Chapter 4723-5, OAC.

Compact Statement

B. Houchen stated that at the 2015 April Retreat, the Board reviewed and discussed the "new" Compact, discussed legal implications and obstacles with the new Compact, and reaffirmed the Compact Statement. She reported that since that time, Board staff have received questions about the Board's position on the new Compact. The Board agreed by general consensus to the new language added to the Statement to reflect the Board's consideration of the new compact.

2016 Licensure and Renewal Report (See Legislative Report)

Board Committee on Advisory Group Appointments

The Board reviewed the proposed revisions to the Board Member Policy (B-09) for Advisory Groups and Board Committees. The revision would allow individuals who are recommended by their respective organization or board to serve additional terms on the Advisory Group on Dialysis.

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that the Board approve Board Policy, Advisory Groups and Committees (B-09), as submitted.

Continuing Education

Action: It was moved by John Schmidt, seconded by Sandra Ranck, that the Board appoint Tahnee Andrew to the Advisory Group on Continuing Education for a term beginning January 1, 2016 and ending December 31, 2017. Motion adopted by unanimous vote of the Board members.

Dialysis

Action: It was moved by Sandra Ranck, seconded by Lisa Klenke, that the Board appoint Carrie Fisher, Julia Colavincenzo, and Susan Blankschaen, to the Advisory Group on Dialysis, for terms beginning January 1, 2016 and ending December 31, 2017. Motion adopted by unanimous vote of the Board members.

Nursing Education

Action: It was moved by Patricia Sharpnack, seconded by Lisa Klenke, that the Board appoint Mary Constance Stopper, Melisa Lepard, Patricia Schrull, Connie Bowler, Greg Lockhart, Victoria Wright, Melissa Bennett, and Barb Tassell, to the Advisory Group on Nursing Education, for terms beginning January 1, 2016 and ending December 31, 2017. Motion adopted by unanimous vote of the Board members.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items. Maryam Lyon reported that Board staff was asked to monitor the length of the time between completion of dialysis training and issuance of the Dialysis Technician Intern (DTI) certificate. The question arose because individuals who complete a dialysis technician training program but are not yet certified as a Dialysis Technician Intern (DTI) cannot perform dialysis activities. It was reported at the October Advisory Group on Dialysis meeting that the average length of time was 2.4 days. There was agreement that DTIs are issued timely.

BOARD GOVERNANCE

Nomination of Board Officers

On November 19, 2015, the following nominations were made:

President

Action: Patricia Sharpnack nominated Maryam Lyon for the office of President.

Vice-President

Action: J. Jane McFee nominated Janet Arwood for the office of Vice-President.

Board Supervising Member for Disciplinary Matters

Action: Maryam Lyon nominated John Schmidt, and Patricia Sharpnack nominated Judith Church for Board Supervising Member for Disciplinary Matters.

Election of Board Officers

On November 20, 2015, the following members were elected:

The Board elected Maryam Lyon as President, Janet Arwood as Vice-President, and Judith Church as Board Supervising Member for Disciplinary Matters.

Appointment of Nursing Education Liaison

Action: It was moved by Lauralee Krabill, seconded by Nancy Fellows, that the Board appoint Patricia Sharpnack as the Nursing Education Program Liaison to Board staff for the period of January 1, 2016 through December 31, 2016.

Appointment of Advisory Group Chairs

Nursing Education

Action: It was moved by Maryam Lyon, seconded by Brenda Boggs, that the Board appoint Patricia Sharpnack as Chair of the Advisory Group on Nursing Education for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Dialysis

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that the Board appoint Maryam Lyon as Chair of the Advisory Group on Dialysis for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Continuing Education

Action: It was moved by Patricia Sharpnack, seconded by Nancy Fellows, that the Board appoint J. Jane McFee as Chair of the Advisory Group on Continuing Education for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Appointment of Board Hearing Committee

Action: It was moved by Patricia Sharpnack, seconded by Janet Arwood, that the Board appoint Nancy Fellows, J. Jane McFee, and John Schmidt, to serve on the Board Hearing Committee, and Brenda Boggs, Lauralee Krabill, and Sandra Ranck, as alternates, all serving for a term of one year, effective February 29, 2016. Motion adopted by unanimous vote of the Board members.

Authorization for the Use of Hearing Examiners

Action: It was moved by Patricia Sharpnack, seconded by Lauralee Krabill, that the Board authorize the use of hearing examiners for hearings during the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Authorization for the Board Supervising Member or President to Issue Notices of Immediate Suspension and Orders of Summary Suspension

Action: It was moved by Lauralee Krabill, seconded by John Schmidt, that the Board authorize the Board Supervising Member For Disciplinary Matters, or the Board President, to issue notices of immediate suspension and orders of summary suspension for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Authorization for the Use of Signature Stamps and Electronic Signatures

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board authorize the use of signature stamps or electronic signatures of the Board President, Board Supervising Member For Disciplinary Matters, and Executive Director, by designated staff for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Authorization to Make Editorial Changes to Motions of the Board

Action: It was moved by John Schmidt, seconded by J. Jane McFee, that the Board authorize the Executive Director to make editorial changes to motions for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Authorization for Designated Staff to Sign AP and PIIP Agreements

Action: It was moved by J. Jane McFee, seconded by Sandra Ranck, that the Board authorize designated staff of the Alternative Program for Chemical Dependency and the Practice Intervention and Improvement Program to sign program contracts on behalf of the Board for the period of January 1, 2016 through December 31, 2016. Motion adopted by unanimous vote of the Board members.

Authorization for the Executive Director to Establish Standards of Employee Conduct

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board authorize the Executive Director to establish standards of conduct for employees of the Board, including reviewing, revising, and/or re-approving existing standards of conduct. Motion adopted by unanimous vote of the Board members.

CPG Appointment

Action: It was moved by Patricia Sharpnack, seconded by J. Jane McFee, that the Board appoint Nancy Fellows to the Committee on Prescriptive Governance.

Re-Appointment of Executive Director

Action: It was moved by Judith Church, seconded by John Schmidt, that the Board re-appoint Betsy Houchen as Executive Director of the Ohio Board of Nursing. Motion adopted by unanimous vote of the Board members.

Lodging for 2016 Board Meetings

Margo Pettis provided information about hotel options. There were questions about the current hotel rate and parking fee. M. Pettis will contact the hotel currently used and update Board members at a later date.

Establish Board Committee on Practice – APRN Delegation

The Board appointed J. Jane McFee, Sandra Ranck, John Schmidt, and Patricia Sharpnack to the Board Committee on Practice for APRN Delegation. The Committee will meet on January 20, 2016 at 12:00 p.m. to solicit public comment on the need to adopt administrative rules regarding APRN delegation of medication administration to unlicensed personnel.

EVALUATION OF MEETING AND ADJOURNMENT

On Thursday, November 19, 2015, the meeting adjourned at 3:07 p.m. The meeting was adjourned on Friday, November 20, 2015 at 2:38 p.m.

Maryam Lyon, MSN, RN
President

Handwritten signature of Maryam W. Lyon MSN RN in cursive script, enclosed in a vertical rectangular box.

Attest:

Betsy Houchen, RN, MS, JD
Executive Director

Handwritten signature of Betsy J. Houchen in cursive script.