

Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
November 17-19, 2004

Regular Meeting of the Board November 17-19, 2004

The regular meeting of the Ohio Board of Nursing (Board) was held on November 18-19, 2004. The president, vice president, and executive director reviewed the agenda before the meeting. On Wednesday, November 17, 2004, at 10:00 a.m. a public rules hearing was held at the Rhodes State Office Tower, 30 East Broad Street, Lobby Hearing Room, Columbus. To follow at 11:50 a.m. the meeting of the full Board began at the Ohio Board of Nursing office and the Board went into Executive Session to discuss pending and imminent court action and to obtain privileged legal advice from statutory counsel; deliberate on disciplinary cases; and to discuss a personnel matter related to the employment of staff. Following executive session, at 5:45 p.m. the Board Task Force on Advisory Group Appointments met.

On Thursday, November 18, 2004, at 9:00 a.m. the meeting of the full Board began at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. At 9:10 a.m., President Yvonne Smith called the meeting to order in open session.

Board Members:

Yvonne Smith, MSN, RN, CNS, President
Mary Jean Flossie, LPN, LNHA, Vice President
Anne Barnett, BSN, RNC
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
Elizabeth Buschmann, LPN
T. Diann Caudill, LPN
Kathleen Driscoll, JD, MS, RN
Lisa Klenke, MBA, RN, CNA-A
Cynthia Krueger, RN, MSN
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters
Patricia Schlecht, RN, MSN
Teresa Williams, LPN

Staff Members:

John M. Brion, RN, MS, Executive Director
Betsy Houchen, JD, MS, RN, Associate Executive Director
Rosemary Booker, Fiscal Manager (present Thursday)
Lisa Emrich, MSN, RN, Monitoring Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Manager
Diana Hisle, Executive Assistant
Jacqueline Loversidge, RNC, MS, Nursing Education Consultant
Nancy Manns, RN, MS, Standards/Practice Consultant
Eric Mays, BS, Operations Manager
Susan Milne, RN, MSN, JD, Advanced Practice Consultant
Norma Selders, RN, MS, Nursing Practice & Education Manager
Rosa Smith, Administrative Assistant
Cynthia Snyder, JD, Legislative/Regulatory Specialist

Katherine Bockbrader, JD, Assistant Attorney General (present Thursday)
Holly R. Fischer, JD, Assistant Attorney General (present Wednesday and Friday)

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

Vice President Mary Jean Flossie read the Board's mission statement and stated that the mission statement is printed on the agenda and on the condensed agenda.

Administrative Matters

Report of the President
Announcements of
meetings/scheduled
events

President Smith:

- Reported that on Wednesday November 17, 2004 at 10:00 a.m. the Public Rules Hearing was held in the Rhodes State Office Tower – 30 East Broad Street - Lobby Hearing Room (LHR);
- At 11:50 a.m. the meeting of the full Board began at the Ohio Board of Nursing office and the Board went into Executive Session to discuss pending and imminent court action and to obtain privileged legal advice from statutory counsel; to deliberate on disciplinary cases; and to discuss a personnel matter related to the employment of staff;
- To follow, at 5:45 p.m. the Board Task Force on Advisory Group Appointments met. Report to follow during this meeting;
- Reported that on Thursday, November 18, 2004, a lunch meeting will be held with the Board Task Force on LPN Scope of Practice. Report to follow during this meeting;
- Reported that at 6:30 p.m. a dinner will be held for retiring Board members;
- Reported that on Friday, November 19, 2004, at 10:00 a.m. during open forum Debra Heidrich, MSN, RN is scheduled to address the Board regarding the Compassionate Care Task Force;
- Reported that a lunch meeting of the Task Force on Center for Nursing Excellence Workforce is scheduled to meet. Report to follow during this meeting; and
- Executive Sessions will be held on Thursday, November 18, 2004 and on Friday, November 19, 2004, as needed.

Housekeeping
items/reminders

President Smith:

On Thursday, November 18, 2004 and on Friday, November 19, 2004:

- Welcomed the gallery, recognized students and asked the audience to write down questions they have and give them to a staff member to have answered during the meeting;
- Requested Board members to introduce themselves and indicate their practice areas and hometowns;
- Reminded Board members, staff and the audience to turn off cell phones, pagers, etc.; and
- Reminded Board members that motions to extend discussions should be for a minimum of 15-30 minutes.

Discussion of the
Agenda, Report
Agenda

The Board agreed by general consent to the changes to the ordering of the agenda necessitated by the timed agenda. The minutes are presented in the order of the agenda. Meetings took place on Wednesday, November 17, 2004, from 10:00 a.m. through 5:45 p.m. On Thursday, November 18, 2004, from 9:00 a.m. through 5:00 p.m. and on Friday, November 19, 2004, from 9:10 a.m. through 5:20 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD ACCEPT THE REPORT AGENDA AS AMENDED. JUDITH BRACHMAN REMOVED REPORT AGENDA ITEM 2.2.3 COMMITTEE ON PRESCRIPTIVE GOVERNANCE MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

3.2.1.1 Report of National Organization of Alternative Programs Annual Meeting

6.1.2 Practice Breakdown Focus Group

Minutes of September
9-10, 2004 Board
meeting

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE MINUTES OF THE SEPTEMBER 9-10, 2004 MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Executive Director
report

The Board received the Executive Director's written report submitted by Executive Director John Brion. Mr. Brion provided verbal highlights of the report and answered questions for clarification as follows:

Executive Director
report cont'd.

Agency Updates

Paperless Board Meetings:

On October 5, 2004, Diana Hisle, Betsy Houchen, Eric Mays, and Rosa Smith traveled to Louisville, Kentucky to meet with Kentucky Board of Nursing (Board) staff to discuss equipment, software, and processes for implementing a paperless Board meeting. Subsequently, on October 21, 2004, Betsy Houchen, and Board members Anne Barnett, Yvonne Smith, and Teresa Williams traveled to Kentucky to observe the paperless Board meeting. The Kentucky Board and staff report that they implemented the system in February of this year and they have found it to be a smooth transition and a system that has been effective and efficient for both Board and staff. The Kentucky Board and staff have been very willing to offer their help and assistance as the Board goes forward with planning for its paperless Board meetings. Eric Mays is designing a software program, rather than purchasing one. This will allow for flexibility in its design and ease of program updates as needed. The Board's plan is to conduct a trial run of a paperless meeting in March 2005 and have the system fully implemented by the Board meeting in May 2005.

Combined Charitable Campaign for 2004:

Once again, the Board has had a tremendously successful Combined Charitable Campaign (CCC). Under the leadership of staff members Erica Davis and Rick Young, Board members and staff contributed a grand total of \$6,951.00! Many staff participated in innovative and fun activities designed to raise money during the campaign. The Board thanks all who participated and contributed to make the campaign successful again for 2004.

Health Care Workforce Center:

The Ohio Department of Aging (Department) was not successful in obtaining funding to continue planning for the development of a Health Care Workforce Center. Although Director Joan Lawrence remains committed to the concept, the Department will not be moving forward with planning and implementing such a center at this time.

Ohio Certified Public Manager Program

The Board is proud to announce that three Board staff members were accepted to participate in the Ohio Certified Public Manager Program. Diana Hisle, Brenda Murphy, and Karen Scott began classes October 22, 2004. Rosemary Booker currently is a second-year participant in the program. The Board anticipates that the program will be highly beneficial for each participant to enhance their management skills and knowledge, and benefit their work with the Board.

“Governance as Leadership” Workshop:

Executive Director Brion informed the Board that as a National Council Board Member he attended a conference in Washington D.C. on November 15, 2004 for non-profit boards sponsored by Board Source. The cost of the conference was covered by NCSBN. Mr. Brion distributed a catalog entitled “Resource” that the Board members could use as a reference.

“Medical Technician” Update:

Executive Director Brion informed the Board that he received a call from Director Joan Lawrence, Ohio Department of Aging, who informed him that she recently met with the Governor and stated that language authorizing the use of Medication Technicians (Med Techs) in long term care facilities would be included in the budget bill. Mr. Brion stated that he had received rough draft language from the Ohio Department of Health, which indicated that the Ohio Board of Nursing would be regulating the Med Techs. ONA and LPNAO have met with Representative Shawn Webster (R-Hamilton) to develop language. Mr. Brion stated that the language included a pilot study, which is to be conducted over a two-year period consisting of 40 long-term care and 20 assisted living facilities. This study would allow time to prepare for possible statewide implementation. Mr. Brion stated that he also met with Jean Thompson, Executive Director of the Ohio Assisted Living Association, who has proposed language as well. Mr. Brion stated that he would keep communications open and update the Board as more information becomes available.

Executive Director
report cont'd.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Nursing Shortage:

Director Brion informed the Board that he met with Representative Shawn Webster (R-Hamilton) to discuss a suggestion that money from Ohio Board of Nursing fines and late fees be used to expand the NEALP scholarship fund. Mr. Brion stated that if late fees were used the licensure fees would need to be increased in order to have enough money to cover budget expectations for 2006/2007. He further stated that the fines could be increased and used for NEALP as an option; however, it would require a law change. The Board agreed by general consent that this item should be included on the agenda for a future discussion.

The ED report also covered the following areas or programs:

Betsy Houchen - Associate Executive Director

Rosemary Booker - Financial Administration

Eric Mays – Information Technology, Facilities and Telecommunication

Stacy Thacker - Human Resources

Cynthia Snyder- Legislative/Regulatory – (SB 80; SB 124; and HB. 188)

Norma Selders – Education, Licensure and Nursing Practice

Licensure – Renewals – Continuing Education –NURSYS - Advisory Group
on CE and Activities with Other Agencies

Norma Selders/Susan Milne - Advanced Practice

Norma Selders/Nancy Manns - Practice/Dialysis

Norma Selders/Jackie Loversidge - Nursing Education

Lisa Ferguson-Ramos – Discipline

Lisa Emrich - Monitoring & Alternative Programs

President Smith announced that she received a question from the audience regarding whether or not copies of Board meeting materials will continue to be provided when the Board makes the transition to paperless meetings. Ms. Smith responded that paper copies would be provided upon request, as usual.

Legislative/regulatory
issues report

See 1.3 Report of the Executive Director.

Fiscal Report

The Board received the written financial report covering the quarterly report reflecting the expenditures and revenue that occurred during SFY 2005 through November 3, 2004 with the following exceptions: Funds encumbered in SFY 2004 and used to make purchases during FY 05 were omitted. Ms. Booker highlighted the FY 2004 Report Summary and the Special Issues-Nursing Shortage Fund and answered questions of the Board for clarification.

Board member Judith Brachman asked what entities donated money to the Special Issues Fund. Ms. Booker stated that this information would be provided as requested.

Rosemary Booker informed the Board that the OBM Budget Analyst has contacted her about the Board's proposed biennium budget asking the Board to justify its requests and increases. She stated she will keep the Board apprised of any new information.

Executive Sessions

Before going into executive session President Smith asked all Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials to refrain from participating.

Executive Sessions

On Wednesday, November 17, 2004,
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMINENT COURT ACTION AND TO OBTAIN PRIVILEGED LEGAL ADVICE FROM STATUTORY COUNCIL; TO DELIBERATE ON DISCIPLINARY CASES BEFORE THE BOARD; AND TO DISCUSS PERSONNEL MATTERS RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Wednesday, November 17, 2004, at 11:50 a.m., the Board went into executive session to discuss pending and imminent court action and to obtain privileged legal advice from statutory council; to deliberate on disciplinary cases before the Board and to discuss personnel matters related to the employment of staff.

All staff members and all visitors left the meeting room during the portion of executive session to discuss pending and imminent court action, except for John Brion, Betsy Houchen, Lisa Emrich, Lisa Ferguson-Ramos and AAG Holly Fischer. Yvonne Smith, Bertha Lovelace, AAG Holly R. Fischer and all staff members left the meeting room during deliberations on disciplinary cases. Board member Mary Jean Flossie was appointed to report.

On Thursday, November 18, 2004, at 9:10 a.m. Mary Jean Flossie reported that at 5:45 pm on Wednesday, November 17, 2004 the Board reconvened in open session.

On Thursday, November 18, 2004,
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday, November 18, 2004, at 1:10 p.m. the Board went into executive session to discuss personnel matters related to the employment of staff. All staff members and all visitors left the meeting room. Board member Mary Jean Flossie was appointed to report.

At 2:20 p.m., the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to discuss personnel matters related to the employment of staff.

On Friday, November 19, 2004,
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMINENT COURT ACTION AND TO OBTAIN PRIVILEGED LEGAL ADVICE FROM STATUTORY COUNCIL AND TO DISCUSS PERSONNEL MATTERS RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA SCHLECHT WAS ABSENT.

On Friday, November 19, 2004, at 1:10 p.m., the Board went into executive session to discuss pending and imminent court action and to obtain privileged legal advice from statutory council and to discuss personnel matters related to the employment of staff. All staff members and all visitors left the meeting room during the discussion on pending and imminent court action and to obtain privileged legal advise from statutory council, except for John Brion, Betsy Houchen and AAG Kathy Bockbrader. All staff members and all visitors left the meeting room during the discussion on personnel matters related to employment of staff. Board member Mary Jean Flossie was appointed to report.

- Executive Sessions
At 2:20 p.m., the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to discuss pending and imminent court action and to obtain privileged legal advice from statutory council and to discuss personnel matters related to the employment of staff.
- Report of Assistant Attorney General
On Thursday, November 18, 2004, the Board received a report on pending and imminent court actions from AAG Katherine Bockbrader. Ms. Bockbrader answered questions of the Board for clarification.
- Special Orders
Review draft of Annual Report to the Governor
The Board received the final version of the Annual Report before submission to the Governor. Following review,
IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE ANNUAL REPORT AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Executive Session to discuss employment of the Executive Director and development of executive director goals
President Smith referred to the Board Policy 4723-B-018 "Process for Evaluating the Executive Director" currently in place during this evaluation period. Ms. Smith referred to pending revisions to the policy that will be discussed for approval later during this meeting, which would be implemented over the next evaluation period.
- Executive Session to discuss the retention of the Executive Director
On Friday, November, 19, 2004, the Board reconvened in open session;
IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD RETAIN JOHN BRION AS EXECUTIVE DIRECTOR. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Election of Board officers (president, vice president, supervising member for disciplinary matters)
Following review of the new guideline to make the nominations on Thursday and hold elections on Friday, the nominations for the office of president, vice president, supervising member for disciplinary matters, hospitality chairperson and Board member chairs of advisory groups were opened. Following nominations, a written ballot was prepared and distributed on Friday, November 19, 2004.

It was moved by Patricia Schlecht, seconded by Kathleen Driscoll, that Yvonne Smith be nominated for president. Ms. Smith accepted the nomination.
IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT NOMINATIONS FOR THE OFFICE OF PRESIDENT BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH ABSTAINED.

It was moved by Anne Barnett, seconded by Teresa Williams, that Mary Jean Flossie be nominated for vice president. Ms. Flossie accepted the nomination.
IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT NOMINATIONS FOR THE OFFICE OF VICE PRESIDENT BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY JEAN FLOSSIE ABSTAINED.

It was moved by T. Diann Caudill, seconded by Anne Barnett, that Bertha Lovelace be nominated for supervising member for disciplinary matters. Ms. Lovelace accepted the nomination.
IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT NOMINATIONS FOR THE OFFICE OF SUPERVISING MEMBER FOR DISCIPLINARY MATTERS BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. BERTHA LOVELACE ABSTAINED.

Election of Board officers

It was moved by Anne Barnett, seconded by Lisa Klenke, that Teresa Williams be nominated for Hospitality Chairperson. Ms. Williams accepted the nomination.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT NOMINATIONS FOR THE HOSPITALITY CHAIRPERSON BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. TERESA WILLIAMS ABSTAINED.

Election of Board officers

On Friday November 19, 2004, President Smith asked staff members Betsy Houchen and Rosa Smith to tally the written ballots. Following the vote and tally, President Smith announced the following results of the election: Yvonne Smith was elected as President; Mary Jean Flossie was elected as vice president; Bertha Lovelace was elected to serve as the Supervising Member for Disciplinary Matters and Teresa Williams was elected as Hospitality Chairperson for the period beginning November 22, 2004 through the following November 18, 2005 meeting.

Selection of Board member chairs of advisory groups

It was moved by Lisa Klenke, seconded by Patricia Schlecht, that Kathleen Driscoll be selected as chair of the Advisory Group on Nursing Practice and Education. Ms. Driscoll accepted the nomination.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY DEBRA BROADNAX, THAT NOMINATIONS FOR CHAIR OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN DRISCOLL ABSTAINED.

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT KATHLEEN DRISCOLL BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN DRISCOLL ABSTAINED.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY LISA KLENKE, THAT THE BOARD DEFER THE APPOINTMENT OF THE CHAIR OF THE ADVISORY GROUP ON DIALYSIS CARE FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005 UNTIL AFTER BOARD MEMBER APPOINTMENTS ARE MADE IN 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

It was moved by Judith Brachman, seconded by Kathleen Driscoll, that Lisa Klenke be selected as chair of the Advisory Group on Continuing Education. Ms. Klenke accepted the nomination.

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY T. DIANN CAUDILL, THAT NOMINATIONS FOR CHAIR OF THE ADVISORY GROUP ON CONTINUING EDUCATION BE CLOSED. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. LISA KLENKE ABSTAINED.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY KATHLEEN DRISCOLL, THAT LISA KLENKE BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON CONTINUING EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. LISA KLENKE ABSTAINED.

Authorization of the use of hearing examiners	IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY MARY JEAN FLOSSIE, THAT THE BOARD AUTHORIZE THE USE OF HEARING EXAMINERS FOR THE HEARINGS FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Authorization of the use of signature stamps	IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY BERTHA LOVELACE, THAT THE BOARD AUTHORIZE THE USE OF SIGNATURE STAMPS BY THE PRESIDENT, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS, EXECUTIVE DIRECTOR, AND THE MONITORING MANAGER FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Authorization of the executive director to make editorial changes to motions	IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO MAKE EDITORIAL CHANGES TO MOTIONS FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. ANNE BARNETT WAS ABSENT.
Authorization for the manager of the Monitoring unit to sign monitoring unit contracts on behalf of the Board	IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD AUTHORIZE THE MONITORING MANAGER TO SIGN MONITORING UNIT CONTRACTS ON BEHALF OF THE BOARD FOR THE PERIOD BEGINNING JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Discuss Board fund	President Smith requested information from Anne Barnett regarding the Board fund. Ms. Barnett stated that the fund's balance is okay for now. President Smith requested the Board's feedback regarding sending cookies to the Kentucky Board of Nursing in appreciation for their hospitality during the Board's visits to meet regarding their paperless board meeting processes and to observe their paperless board meeting. The Board agreed by general consent to use Board funds to send cookies to the Kentucky Board of Nursing. President Smith clarified that the Board fund is created from contributions by Board members.
Discuss Board member mentors for new Board appointees, plan for orientation of new Board members	President Smith stated that discussion of Board member mentors for new Board appointees; plan for orientation of new Board members will be deferred until the Governor makes appointments.
Discuss NCSBN slate of offices	President Smith stated that the NCSBN Slate of offices discussion would be deferred until next year at this time.
Public Rules hearing 10:00 AM Wednesday November 17, 2004	<p>The Board received a copy of the public notice announcing that a public hearing will be held at the Rhodes Office Tower, Lobby Hearing Room, 30 East Broad Street, Columbus, on Wednesday, November 17, 2004 beginning at 10:00 a.m. and continuing until all parties in attendance have had an opportunity to be heard.</p> <p>The Board is proposing to amend the following existing Rules: 4723-16-01 dealing with General Information; 4723-16-02 dealing with Hearing Representation and Appearances; 4723-16-03 dealing with Hearing Continuances and Motions For Extensions of Time; 4723-16-06 dealing with Witnesses; 4723-16-08 dealing with Subpoena For Purpose of Hearing; 4723-16-10 dealing with Settlements; and 4723-17-01 dealing with Definitions.</p> <p>The Board is proposing to adopt the following new Rules to replace existing rules: 4723-16-04 dealing with Motions; 4723-16-05 dealing with Pre-Hearing Process; 4723-16-07 dealing with Evidence or Factors Considered by the Board; 4723-16-09 dealing with Ex Parte Communications; 4723-16-12 dealing with Request to</p>

Public Rules hearing
10:00 AM Wednesday
November 17, 2004

Address the Board Regarding Hearing; 4723-17-02 dealing with LPN Eligibility; with Approval of an IV Therapy Course; 4723-17-05 dealing with Standards for IV Therapy Course Personnel; 4723-17-06 dealing with Minimum Curriculum Requirements; 4723-17-07 dealing with Proof of Completion of a Board-Approved Course in IV Therapy; 4723-17-08 dealing with Training as part of a Practical Nursing Program; and 4723-17-09 dealing with Training in IV Therapy in Conjunction with Dialysis Training.

The Board is proposing to rescind the following existing Rules: 4723-16-04 dealing with Motion or Request for Extension of Time and Addressing the Board regarding a Hearing; 4723-16-05 dealing with Motions; 4723-16-07 dealing with Prior Action by the Board; 4723-16-09 dealing with Ex Parte Communication; 4723-16-11 dealing with Pre-Hearing Process; 4723-17-02 dealing with Approval of an Intravenous Therapy Course; 4723-17-03 dealing with Withdrawal or Denial of Approval; 4723-17-04 dealing with Publication of List of Approved Courses in Intravenous Therapy for Licensed Practical Nurses; 4723-17-05 dealing with Qualifications of a Course Developer; 4723-17-06 dealing with Qualifications of Instructional Personnel; 4723-17-07 dealing with Minimum Curriculum Requirements; 4723-17-08 dealing with Proof of Continuation and Completion of a Board-Approved Course in Intravenous Therapy; 4723-17-09 dealing with Additional Curriculum Requirements; 4723-17-10 dealing with Training in Intravenous Therapy in Conjunction with Dialysis Training; 4723-21-01 to 4723-21-09, 4723-21-13 to 4723-21-16, and 4723-21-25 to 4723-21-28 dealing with delegation in MR/DD County Board Facilities; and 4723-22-01 to 4723-22-30 dealing with Delegation of the Authority to give Oral and/or Apply Topical Medications in ICFs/MR with Fifteen or Fewer Residents.

The Board is proposing to adopt the following new Rules: 4723-25-01 to 4723-25-18 dealing with the Nurse Education Grant Program; and 4723-26-01 to 4723-26-14 dealing with Community Health Workers.

The Board also received a copy of rule(s), which are being revised pursuant to section 119.03 of the Ohio Revised Code.

The Board is proposing the following revised rules, which were originally filed on October 15, 2004: 4723-16-03 (Amendment) Hearing Continuance; 4723-16-05 (New) Pre-Hearing Processes; 4723-16-07 (New) Evidence or Factors to be Considered by the Board; 4723-16-08 (Amendment) Subpoena for Purpose Of Hearing; 4723-16-09 (New) Ex Parte Communication; 4723-16-12 (New) Request to Address the Board Regarding a Hearing; 4723-17-01 (Amendment) Definitions; 4723-17-02 (New) LPN Eligibility; 4723-17-03 (New) Intravenous Therapy Procedures; 4723-17-04 (New) Approval of Intravenous Therapy Course; 4723-17-05 (New) Standards for Intravenous Therapy Course Personnel; 4723-17-06 (New) Minimum Curriculum Requirements; 4723-17-07 (New) Proof of Completion of a Board Approved Course in Intravenous Therapy; 4723-17-08 (New) Training as Part of a Particular Nursing Program; 4723-17-09 (New) Training in Intravenous Therapy in Conjunction with Dialysis Training; 4723-25-01 (New) Purpose of Nurse Education Grant Program; 4723-25-02 (New) Definitions; 4723-25-03 (New) Fund Balance; 4723-25-04 (New) Program Administrative Costs; 4723-25-05 (New) Distribution of Grants to Pre-Licensure and Post-Licensure Nurse Education Programs; 4723-25-06 (New) Eligibility Criteria for Funding Consideration; 4723-25-07 (New) Publication of Notice for Requests for Proposals; 4723-25-08 (New) Funding Cycle; 4723-25-09 (New) Grant Proposal Form; 4723-25-10 (New) Grant Review; 4723-25-11 (New) Grant Review Criteria; 4723-25-12 (New) Use of Grant Funds; 4723-25-13 (New) Prohibited Uses of Grant Funds; 4723-25-14 (New) Acknowledgment of Terms; 4723-25-15 (New) Grantee Reporting Requirements; 4723-25-16 (New) Reversion of Funding; 4723-25-17 (New) Grantee Programs, Products, or Publications; 4723-25-18 (New) Annual Grantee Report; 4723-26-01 (New) Definition of Terms; 4723-26-02 (New) Standards and Procedures for Obtaining a Certificate to Practice as a Community Health Worker; 4723-26-03 (New) Procedures for Obtaining a Certificate to Practice as a Community Health Worker by Endorsement; 4723-26-04 (New) Renewal of Certificate to Practice as a Community Health Worker; 4723-26-05 (New) Continuing Education

Public Rules hearing
10:00 AM Wednesday
November 17, 2004

Requirements; 4723-26-06 (New) Nurse Delegation to Community Health Workers; 4723-26-07 (New) Prohibitions on Delegation; 4723-26-08 (New) Criteria and Standards for a Registered Nurse Delegating to a Community Health Worker; 4723-26-09 (New) Supervision of the Performance of a Delegable Nursing Task or Activity Performed by a Community Health Worker; 4723-26-10 (New) Standards of Safe Care Provided by the Community Health Worker; 4723-26-11 (New) Disciplinary Actions Against Community Health Workers, Investigations; 4723-26-12 (New) Standards for Community Health Worker Training Programs; 4723-26-13 (New) Standard Curriculum for Community Health Worker Training Programs; and 4723-26-14 (New) Procedures for Obtaining Approval or Reapproval of Community Health Worker Training Programs.

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD OF NURSING WAIVE THE READING OF THE RULES THAT HAVE BEEN PROPOSED FOR CHANGES. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN WAS ABSENT.

Review activities and membership of all current advisory groups (Deferred from September meeting)

The Board received a written memo with the attached Board Policy 4723-B-013 Board of Nursing Advisory Groups with revisions based upon discussions held during the September Board meeting. The revisions reflect clarification to existing language specifying that advisory groups serve to advise the Board and were originally established for specific activities and functions. Members recommended the policy be changed to reflect that advisory group chairs are now elected rather than appointed. Following review:

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING APPROVE BOARD POLICY 4723-B-013 BOARD OF NURSING ADVISORY GROUPS AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Open Forum

At 10:00 a.m. on Friday November 19, 2004 Debra Heidrich, MSN, RN, Executive Director, Compassionate Care Task Force, addressed the Board to request that the Board seriously consider recommendations in the Report of the Ohio Compassionate Care Task Force. One recommendation states that all Boards which license healthcare professionals in Ohio should discuss with their professional associations and other interested parties, the feasibility of mandatory continuing education regarding pain management and palliative care. These Boards should explore requiring those parties approving or providing continuing education to annually track the number of and attendance at courses that include pain management and palliative care. President Smith opened the floor for questions. Following discussion; the Board agreed by general consent that the Board's advisory groups on Nursing Practice and Education and Continuing Education discuss this issue during their next meetings and bring back recommendations to the Board for discussion.

Reports from Board Members

Task Force Reports
Board Task Force on
Advisory Group
Appointments
Receive
Recommendations
from the Board
Task Force on
Advisory Group
Appointments and
make appointments
to advisory groups

President Smith reported that the Board Task Force on Advisory Group Appointments met on Wednesday, November 17, 2004. The task force reviewed applications and made recommendations to the Board for appointments of members to the Board's advisory groups as follows:

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY KATHLEEN DRISCOLL, THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION, TERMS BEGINNING JANUARY 1, 2005 AND ENDING DECEMBER 31, 2005:

- CONSUMER: MARY KAUL
- RN, PRACTICE: JANALYNN MILLER
- LPN, PRACTICE: GWEN GERBER
- EDUCATOR – TO BE APPOINTED DURING THE NEXT MEETING.

MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Receive
Recommendations from
the Board Task Force on
Advisory Group
Appointments and make
appointments to
advisory groups

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY LISA KLENKE, THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON CONTINUING EDUCATION, TERMS BEGINNING JANUARY 1, 2005 AND ENDING DECEMBER 31, 2005:

- PROVIDER: PAMELA DICKERSON
- PROVIDER: PAMELA MCCABE.

MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE FOLLOWING BE APPOINTED TO THE BOARD ADVISORY GROUP ON DIALYSIS, TERMS BEGINNING JANUARY 1, 2005 AND ENDING DECEMBER 31, 2005:

- REPRESENTATIVE OF THE OHIO HOSPITAL ASSOCIATION: LISA FISHER, RN
- DIALYSIS TECHNICIANS: CHARLES WILSON, OCDT AND JENNIFER MESSER, OCDT
- REGISTERED NURSE WHO REGULARLY PERFORMS DIALYSIS AND CARES FOR PATIENTS WHO RECEIVE DIALYSIS: STEPHANIE MEYER, RN AND ANGELA STERNLICHT, RN
- REGISTERED NURSE WHO REGULARLY PERFORMS DIALYSIS AND CARES FOR PATIENTS WHO RECEIVE DIALYSIS, ALTERNATE: JAMES DILTS, RN
- DIALYSIS PATIENT: BARBARA GONEFELD

MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE THIRD POSITION OCDT BE MADE AT THE JANUARY 2005 BOARD MEETING, AFTER RECEIPT OF AN APPLICATION AND RESUME FROM A QUALIFIED APPLICANT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE APPOINTMENT OF THE REPRESENTATIVE OF THE END-STAGE RENAL DISEASE NETWORK BE MADE AT THE JANUARY 2005 BOARD MEETING, AFTER RECEIPT OF AN APPLICATION AND RESUME FROM A QUALIFIED APPLICANT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Center for Nursing
Excellence and
Workforce Planning
Task Force

Board member Judith Brachman reported that the Center for Nursing Excellence and Workforce Planning Task Force met at noon on Friday, November 19, 2004. Ms. Brachman informed the Board that the group reviewed information to develop ideas and recommendations on how the Board could develop a Center. Norma Selders presented an overview of information from other states with nursing centers and reviewed the brochure entitled "Center for Nursing Excellence, An Initiative of the Ohio Board of Nursing." The group reviewed the accomplishments thus far in terms of the focus or purpose of a Center. The group discussed having a conference where existing Centers could report on what they are currently doing and other entities, including the board, could share or present information. The group also felt that a Center's focus on the nursing shortage could also include nursing excellence, and safety and practice issues. A suggestion was made that the brochure be updated to show what the Board has already accomplished, such as the Nurse Survey Data, Nursing Rewards Recruitment Campaign, and the Nurse Education Grant Program. John Brion and Betsy Houchen will present a conceptual design for review at their next meeting. Ms. Brachman stated the next meeting is scheduled at noon on Friday, January 2005.

Board Task Force on LPN Scope of Practice	Staff member Norma Selders highlighted the meeting of the Board Task Force on the LPN Scope of Practice, which met at noon on Thursday, November 18, 2004. Ms. Selders stated that the Task Force's work has been completed and they will be providing their final report during the January 2005 meeting. The written report will consist of what the group has accomplished including a comparison of the RN/LPN scopes and the final draft brochure prepared by Nancy Manns. Mary Jean Flossie thanked Ms. Selders, Ms. Manns, and the group for doing a great job.
Board Retreat Task Force for 2005	President Smith requested volunteers for the 2005 Board Retreat Task Force. The following Board members volunteered: Lisa Klenke, Kathleen Driscoll, Bertha Lovelace, along with Ms. Smith and Director Brion. The Board scheduled the next Board Retreat on April 18-19, 2005. A meeting of the Task Force will be held during the January 2005 Board meeting. Ms. Smith requested feedback from the Board regarding a timeline in terms of conducting the Board's Governance survey. She suggested that the survey be distributed in January 2005 in order to review the survey results during the March 2005 meeting to assist with finalizing the Retreat agenda. Following discussion, the Board members agreed by general consent to the suggested time-line for the survey and scheduled the retreat for April 18-19, 2005.
Advisory Group Chair Reports Report of the Advisory Group on Nursing Practice & Education Issues	<p>Kathleen Driscoll, chair of the Advisory Group on Nursing Practice & Education (NP&E) Issues, and Lisa Klenke, chair of the Advisory Group on Continuing Education (CE) highlighted a written memo distributed from both the NP&E and CE Advisory Groups regarding a proposal of RN Re-Entry Expectations for Ohio after having an inactive or lapsed license to practice nursing in any jurisdiction for more than five-years. The proposal is a result of 18 months of work between the two groups. The proposal is for RNs only. Once the proposal for re-entry of RNs is approved, the groups plan to use the same format for the LPNs. Ms. Klenke reviewed the proposal for RN Re-entry Expectations and answered questions of the Board. Ms. Driscoll and Ms. Klenke thanked Norma Selders for her work on this project. Following review and discussion;</p> <p>IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BOARD SUPPORT THE FRAMEWORK FOR EDUCATION FOR RNS REENTERING PRACTICE AFTER AN INACTIVE PERIOD OF FIVE YEARS OR MORE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.</p>
Pub No. 102 Pronouncement of Death	<p>ON BEHALF OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION, IT WAS MOVED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING APPROVE PUB NO-102, PRONOUNCEMENT OF DEATH AS SUBMITTED BY THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.</p>
Report of the Committee on Prescriptive Governance	The Board received the meeting minutes of the Report of the Committee on Prescriptive Governance submitted by Susan Milne. Ms. Milne answered questions of the Board for clarification.
Report of the Advisory Group on Dialysis	Board member Debra Broadnax, Chair of the Dialysis Advisory Group updated the Board regarding an issue on Dialysis Advisory Group membership. She stated that committee members continue to recruit applicants to fill the remaining OCDT vacancy for appointment at the January 2005 meeting. This group continues to review Chapter 4723-23, OAC, and discuss potential implications of switching the database over to CAVU.
Report from Supervising Member for Disciplinary Matters	Board member Bertha Lovelace acknowledged the work accomplished by the disciplinary unit and for doing a tremendous job with a huge workload in case review. Patricia Schlecht also acknowledged the disciplinary team in terms of the number of consent agreements submitted this time.

Report from Board
Hospitality Liaison

Anne Barnett, Hospitality Chairperson, reported to the Board that all outstanding accounts have been paid, including the dinners for the retiring Board members. Ms. Barnett thanked Teresa Williams and staff member Cynthia Snyder for their assistance in planning the retirement dinner held last night and to those who attended.

Other Board Member
Reports

Board Member Patricia Schlecht informed the Board that she would be completing her research work over the next two months to complete the compliance data on characteristics of individuals reported to compliance and the follow-up. Ms. Schlecht will be presenting the data during the January 2005 Board meeting. T. Diann Caudill, LPN Board member, announced that she is resigning from the Board. However, she has agreed to attend the January 2005 meeting, unless the Governor makes an appointment before the meeting.

Board Member Judith Brachman announced that she attended the Citizen Advocacy Center 2004 Annual Meeting; Assessing The Health Care Oversight System: Diagnoses and Prescriptions for Improvement. She thanked the Board for the opportunity to attend.

**Governance-Strategic
Planning**

Identification of
potential law changes
Interstate Licensure
Compact

Executive Director John Brion informed the Board that the Kentucky Board of Nursing is pursuing the Licensure Compact along with Indiana, who is rewriting their language. Mr. Brion informed the Board that he will be attending a one day conference covering implementing compact legislation in Washington D.C. on December 6, 2004.

Identification of
potential rule changes
Response to Rules
Hearing

The Board received a copy of the rules as proposed, changes suggested in testimony at the public hearing, and written comments relative to each suggested change on the following rules: 4723-16-01; 4723-16-07; 4723-17-03; 4723-17-06; 4723-17-07; 4723-25-02; 4723-25-05; 4723-25-13; 4723-26-08; 4723-26-10; 4723-26-11; 4723-26-12; and 4723-26-13.

On Thursday, November 18, 2004, Cynthia Snyder submitted to the Board a table containing proposed rule language and potential changes to rule language based upon written and oral comments received by the Board. Following a lengthy discussion and review, the Board members voted to re-file with changes the following proposed rules:

- 4723-17-03 Intravenous Therapy Procedures;
- 4723-17-06 Minimum Curriculum Requirements;
- 4723-17-07 Proof of Completion of Board Approved Course in Intravenous Therapy; and
- 4723-25-02 Definitions.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING ADOPT PROPOSED CHANGES AND RE-FILE THE FOLLOWING RULES: 4723-17-03 INTRAVENOUS THERAPY PROCEDURES; 4723-17-06 MINIMUM CURRICULUM REQUIREMENTS; 4723-17-07 PROOF OF COMPLETION OF BOARD APPROVED COURSE IN INTRAVENOUS THERAPY AND 4723-25-02 DEFINITIONS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Based on concerns expressed in public testimony it was recommended that the following rules be temporarily removed from JCARR consideration, and be placed on "to be re-filed (TBR)" status so that the Board can further discuss and consider potential changes at a later date: 4723-16-01 General Information and 4723-16-07 Evidence or Factors to be Considered by the Board. Following discussion:

Identification of
potential rule changes
Response to Rules
Hearing

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD FILE WITH JCARR A NOTICE OF INTENT TO RE-FILE RULES 4723-16-01 AND 4723-16-07. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Following a lengthy discussion and review the Board members voted to re-file changes to the following proposed rules:

- 4723-26-10 Standards of Safe Care Provided by the Community Health Worker;
- 4723-26-11 Disciplinary Actions Against Community Health Workers; Investigations;
- 4723-26-12 Standards for Community Health Worker Training Programs; and
- 4723-26-13 Standard Curriculum For Community Health Worker Training Programs.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY TERESA WILLIAMS, THAT THE BOARD EXTEND THE DISCUSSION FOR THIRTY MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD OF NURSING ADOPT PROPOSED CHANGES AND RE-FILE THE FOLLOWING RULES: 4723-26-10 STANDARDS OF SAFE CARE PROVIDED BY THE COMMUNITY HEALTH WORKER; 4723-26-11 DISCIPLINARY ACTIONS AGAINST COMMUNITY HEALTH WORKERS; INVESTIGATIONS; 4723-26-12 STANDARDS FOR COMMUNITY HEALTH WORKER TRAINING PROGRAMS; AND 4723-26-13 STANDARD CURRICULUM FOR COMMUNITY HEALTH WORKER TRAINING PROGRAMS. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY JEAN FLOSSIE ABSTAINED. T. DIANN CAUDILL AND DEBRA BROADNAX OPPOSED ON RULE 4723-26-12.

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE RESCISSION OF RULE 4723-4-10, REGISTERED NURSE FIRST ASSISTANT, BE APPROVED FOR FINAL FILING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE BOARD PROCEED TO RESCIND RULE 4723-4-09, SPECIALTY CERTIFICATION, WHICH WAS ORIGINALLY PROPOSED FOR AMENDMENT ON OCTOBER 15, 2003. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT PROPOSED RULES 4723-24-01 TO 4723-24-07, EMERITUS REGISTRATION FOR RETIRED NURSES, BE WITHDRAWN FROM JCARR CONSIDERATION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Internal & External
environment to support
effective dialogue,
respect, trust, and
organizational growth
Internal
Communications
Board Policies
Review

The Board received a written memo with the attached draft Ethics Board Policy and the draft Executive Director Evaluation Board policy, submitted by Stacy Thacker. Following review and discussion, the Board agreed by general consent to bring back Board Policy 4723-B-018 Executive Director Evaluation to the March 2005 meeting with amendments, as suggested by the Board.

Board Policies Review	Following review and discussion; IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY BERTHA LOVELACE, THAT THE BOARD OF NURSING APPROVE BOARD POLICY 4723-B-021 STANDARDS OF ETHICAL CONDUCT AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Disciplinary Process Review	The Board received the draft disciplinary guidelines, submitted by Lisa Ferguson Ramos for review. The Board agreed by general consent to defer this item to the January 2005 meeting.
Board Governance/Planning Strategic Plan Review	The Board received the updated draft Strategic Plan for the Education unit submitted by Betsy Houchen. Ms. Houchen requested that the Board review the plan and provide feedback in order to proceed with developing the remainder of the plan for other units/functions of the Board. The basis of the document is the “best practices” information presented to the States by National Council and additional work done by the Board members to develop it as a model for the Board’s Strategic Plan. Following review and discussion, the Board agreed by general consent, to approve the Strategic Plan for the Education Unit and to move forward with developing the plans for other units to be completed and implemented in 2005.
Approvals	
Nursing Education Programs	
Determination of Program Approval Status	The Board received and reviewed the report of the September 20-22, 2004 survey visit to the Trinity Health Systems School of Nursing, Steubenville, conducted to determine approval status;
Trinity Health Systems School of Nursing, Steubenville	IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE TRINITY HEALTH SYSTEMS SCHOOL OF NURSING, STEUBENVILLE, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-18 2005 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
University of Toledo College of Health and Human Services AD Program, Toledo	The Board received and reviewed the report of the September 14, 2004 survey visit to the University of Toledo College of Health and Human Services AD Program, Toledo, conducted to determine approval status; IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT THE UNIVERSITY OF TOLEDO COLLEGE OF HEALTH AND HUMAN SERVICES AD PROGRAM, TOLEDO, BE GRANTED CONTINUING PROVISIONAL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-18, 2005 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Wright State University-Miami Valley College of Nursing & Health, BSN Program, Dayton	The Board received and reviewed the report of the October 13-14, 2004 survey visit to the Wright State University-Miami Valley College of Nursing & Health, BSN Program, Dayton, conducted to determine approval status;

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

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE WRIGHT STATE UNIVERSITY-MIAMI VALLEY COLLEGE OF NURSING & HEALTH, BSN PROGRAM, DAYTON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Washington State
Community College
Associate Degree
Program, Marietta

The Board received and reviewed the report of the October 19-23, 2004 survey visit to the Washington State Community College Associate Degree Program, Marietta, conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE WASHINGTON STATE COMMUNITY COLLEGE, AD NURSING PROGRAM, MARIETTA, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Washington State
Community College
Practical Nursing
Program, Marietta

The Board received and reviewed the report of the October 19-23, 2004 survey visit to the Washington State Community College Practical Nursing Program, Marietta, conducted to determine approval status;

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY DEBRA BROADNAX, THAT THE WASHINGTON STATE COMMUNITY COLLEGE, PRACTICAL NURSING PROGRAM, MARIETTA, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Southern State
Community College
Associate Degree
Nursing Program,
Hillsboro

The Board received and reviewed the report of the September 27-30, 2004 survey visit to the Southern State Community College Practical Nursing Program, Hillsboro conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT THE SOUTHERN STATE COMMUNITY COLLEGE AD NURSING PROGRAM, HILLSBORO, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT IS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-18, 2005 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Southern State
Community College
Practical Nursing
Program, Hillsboro

The Board received and reviewed the report of the September 27-30, 2004 survey visit to the Southern State Community College Practical Nursing Program, Hillsboro conducted to determine approval status;

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY BERTHA LOVELACE, THAT THE SOUTHERN STATE COMMUNITY COLLEGE PRACTICAL NURSING PROGRAM, HILLSBORO, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ursuline College, The
Breen School of
Nursing, Pepper Pike

The Board received and reviewed the report of the September 27-30, 2004 survey visit to the Ursuline College, The Breen School of Nursing, Pepper Pike, conducted to determine approval status;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE URSULINE COLLEGE, THE BREEN SCHOOL OF NURSING, PEPPER PIKE, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 18, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OBN Approvers of
Continuing Education
Requests for
Reapproval of OBN
Approval
OBN 011-93

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT THE CE ADVISORY GROUP RECOMMENDATION TO REAPPOINT THE COLLEGE OF NURSING, UNIVERSITY OF CINCINNATI (OBN-011-93) AS AN APPROVER OF CONTINUING EDUCATION THROUGH NOVEMBER 30, 2007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN DRISCOLL ABSTAINED.

OBN 008-92

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT THE CE ADVISORY GROUP RECOMMENDATION TO REAPPOINT NORTHWEST COMMUNITY COLLEGE (OBN-008-92) AS AN APPROVER OF CONTINUING EDUCATION THROUGH NOVEMBER 30, 2007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. CYNTHIA KRUEGER ABSTAINED.

National Certifying
Organization
Advanced Practice
Nurse practitioner
etc. national
certifying
organizations

IT WAS MOVED BY LISA KLENKE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING RE-APPROVE THE FOLLOWING NATIONAL CERTIFYING ORGANIZATIONS THAT EXAMINE AND CERTIFY INDIVIDUALS AS CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, CERTIFIED REGISTERED NURSE ANESTHETISTS, AND CLINICAL NURSE SPECIALISTS, AND HAVE MET THE CRITERIA IN THE ORC 4723.46:
THE AMERICAN ASSOCIATION OF CRITICAL CARE NURSES CERTIFICATION CORPORATION; THE AMERICAN ACADEMY OF NURSE PRACTITIONERS CERTIFICATION PROGRAM; THE AMERICAN COLLEGE OF NURSE MIDWIVES CERTIFICATION COUNCIL, INC.; THE AMERICAN NURSES CREDENTIALING CENTER COMMISSION ON CERTIFICATION; THE COUNCIL ON CERTIFICATION OF NURSE ANESTHETISTS & COUNCIL ON RECERTIFICATION OF NURSE ANESTHETISTS; THE NATIONAL CERTIFICATION CORPORATION FOR THE OBSTETRIC, GYNECOLOGIC AND NEONATAL NURSING SPECIALTIES; THE ONCOLOGY NURSING CERTIFICATION CORPORATION; AND THE PEDIATRIC NURSING CERTIFICATION BOARD. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Licensees/Certificate
Holders
RNs and LPNs

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING SEPTEMBER 1, 2004 THROUGH OCTOBER 31, 2004 TO REGISTERED NURSES AND LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Advanced Practice
Nurses Certificates of
Authority (COA's)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED SEPTEMBER 1, 2004 THROUGH OCTOBER 31, 2004 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Certificates to
Prescribe (CTP &
CTP-Externship)

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED JULY 1, 2004 THROUGH AUGUST 31, 2004 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

OCDTs

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES INITIALLY ISSUED SEPTEMBER 1, 2004 THROUGH OCTOBER 31, 2004 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Adjudication
Notices of
Opportunity

On Friday, November 19, 2004, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: EGRI, JOHN P.N. 106033 (CASE #03-2005); MION, DEBORAH R.N. 133668 (CASE #04-1082); SMITH, WILLIAM R.N. 231371 (CASE #04-2671); STEPHAN, RUTH R.N. 232374 (CASE #04-0537); STRUNK, AMY R.N. 265755 (CASE #03-2029); SMITH, VICKY P.N. 090583 (CASE #04-0524); SMITH, BECKY JO P.N. 105639 (CASE #04-0831); HAWKINS, BRIAN P.N. 102513 (CASE #03-1271); SEKELY, HEATHER P.N. 107810 (CASE #04-2419); CARLISLE, PATRICIA R.N. 300956 (CASE #04-0378); BACCA, TONI R.N. 250295 (CASE #04-0056); HOWARD, JAVON P.N. (CASE #04-0774); DAVENPORT, JEFFLELY R.N. 292230 (CASE #03-1979); SMALLEY, MARGARET P.N. 069826 (CASE #04-1434); AND O'KERNICK, RETHA P.N. 051583 (CASE #02-0962). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. PATRICIA SCHLECHT ABSTAINED ON DAVENPORT, JEFFLELY R.N. 292230 (CASE #03-1979). YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2004 Board meeting.

Immediate
Suspensions

On Friday, November 19, 2004, the Board considered the following proposed Immediate Suspensions and Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD ISSUE AN IMMEDIATE SUSPENSION AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BALDWIN, VERONICA P.N. 111544 (CASE #04-0649); DARBY, REBECCA P.N. 099121 (CASE #03-1452); EMORY, DAWN P.N. 091400 (CASE #04-0856); FERGUSON, MARTA R.N. 262451 P.N. 081368 (CASE #03-1785); LEE, NICOLE P.N. 108017 (CASE #04-0150); MORGAN, DEIDRE R.N. 289306 (CASE #03-0783); SAMAS, KIM R.N. 242149 P.N. 069498 (CASE #04-2047); PEMBERTON, TINA P.N. 101445 (CASE #03-1419); VULTAGGIO, DOROTHY P.N. 072982 (CASE #03-2118); SMITH, JULIA P.N. 085752 (CASE #03-0892); TABOR, DIANE P.N. 060862 (CASE #03-1138); MONDAY, KIMBERLY R.N. 271527 (CASE #04-2425); WISE, MARSHA R.N. 259631 P.N. 066960 (CASE #04-1936); YURAN, FRANK P.N. 097968 (CASE #03-0696); CONLEY,

Immediate
Suspensions

BRENDA P.N. 108079 (CASE #03-1009); BELFORD, MARYELLEN R.N. 246717 (CASE #03-2205); FRANCE, KRISTINE R.N. 276840 (CASE #03-0705); FRANKUM, GARLAND R.N. 297835 (CASE #03-1623); LOWE, TROY P.N. 101187 (CASE #04-2109); MADDOX, REGINA R.N. 280975 (CASE #03-1566); PHILLIPS, DANIEL R.N. 276881 (CASE #03-0683); ROADS, SUSAN R.N. 198933 (CASE #03-1826); MARSHALL, HEIDI P.N. 102282 (CASE #03-1740); AND WILLIAMS, TARA R.N. 273597 (CASE #03-1210). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2004 Board meeting.

Automatic
Suspensions

On Friday, November 19, 2004, the Board considered the following proposed Automatic Suspensions and Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ISSUE AN AUTOMATIC SUSPENSION AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: HOLMES, DONNA R.N. 287672 (CASE #04-0901); CHAMBERS, JAMES P.N. 114456 (CASE #04-1615); LUCAS, AMY P.N. 114703 (CASE #04-1937); AND CARTER, NONA P.N. 085234 (CASE #04-0334). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2004 Board meeting.

Surrenders
Permanent Voluntary
Surrenders

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT PERMANENT VOLUNTARY SURRENDERS FOR THE FOLLOWING CASES: MOENICH, KIMBERLY P.N. 106929 (CASE #04-1346); PLISKE, FREDERICK P.N. 058538 (CASE #03-1164); TENNEY, MELISSA R.N. 202369 (CASE #01-0606); DAVIS, MARK P.N. 093188 (CASE #04-1334); HANNAHS, PATSY R.N. 120474 (CASE #04-1845); DAVIS, BEVERLY P.N. 042047 (CASE #02-1294); INGRAM, JENNIFER P.N. 113820 (CASE #04-1244); CORRIGAN, JAMI P.N. 104918 (CASE #00-0039); FAGIN, KEVIN R.N. 170584 (CASE #04-1962) AND TRZASKA, DAWN R.N. 265099 (CASE #04-0079). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Voluntary Non-
Permanent
Withdrawal of
Application for
Licensure

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING CASES: PALUSCSAK, SANDRA P.N. NCLEX (CASE #04-1539), PEACHOCK, CATHY P.N. NCLEX (CASE #04-14750) AND REEVES, TINA P.N. NCLEX (CASE #04-1579). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Voluntary Permanent
Withdrawal of
Application for
Licensure by
Endorsement

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY T. JUDITH BRACHMAN, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING CASE: SCORSOLINI, CHRISTOPHER R.N. ENDORSEMENT (CASE #03-2201). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Consent
Agreements

On Friday, November 19, 2004, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

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

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: CANTERE, CHERI R.N. 293179 (CASE #03-0447); JOHNSON, DENISE P.N. 083091 (CASE #02-1286); RASHID, DORTHULA P.N. 060593 (CASE #01-0054); BARNES, CLAY R.N. 193225 (CASE #04-1025); CICERO, DARRELL R.N. 273990 (CASE #01-0802); COMBS, MICHELE R.N. 290346 (CASE #03-1528); FOXBOWER, PAMELA P.N. 085711 (CASE #02-0843); GATSKIE, MARY R.N. 101630 (CASE #04-1558); LUCAS, MARY R.N. 247372 P.N. 079987 (CASE #04-1231); GRAVES, CECELIA P.N. NCLEX (CASE #04-1543); ZAK, MARGARET R.N. 259638 (CASE #04-2199); HOLDERMAN, KRISTEN R.N. 263844 (CASE #04-0743); ALLEN, TOBIE P.N. 094290 (CASE #03-2197); FLETCHER, TANELLE P.N. NCLEX (CASE #04-1584); RODE, MICHAEL R.N. NCLEX (CASE #04-1478); TAYLOR, ROBIN P.N. NCLEX (CASE #04-1536); ZRONEK, SUE R.N. 203474 (CASE #04-1293); GARCIA, ANGELA P.N. 091171 (CASE #04-2074); TURNEY, WILLIAM P.N. 080415 (CASE #02-1177); SCHROEDER, EILEEN P.N. 077983 (CASE #04-1249); BELOW, AMY P.N. 093563 (CASE #04-1780); BURRIS, MARY R.N. 190269 (CASE #03-1327); PUTNAM, CINDY P.N. 091618 (CASE #04-1875); WIMS, EVELYN P.N. 096109 (CASE #04-1576); ORAFU, IJEOMA R.N. 261439 (CASE #03-1171); BEANS, LAURA P.N. NCLEX (CASE #04-1555); BRANHAM, TONYA P.N. NCLEX (CASE #04-2148); KELLER, JOHN R.N. 153187 (CASE #04-1900); LEASURE, LISA P.N. NCLEX (CASE #04-1796); HARRIS, CARLENA R.N. NCLEX P.N. 106042 (CASE #04-1379); PEACHOCK, CATHY P.N. NCLEX (CASE #04-1475); SHIPE, VICKY P.N. 052441 (CASE #04-2430); GRACE, CHANEL P.N. NCLEX (CASE #04-1697); CRUMLEY, PAMELA P.N. 100953 (CASE #04-2225); ERINAKES - CHAUVETTE, NICOLE R.N. 274303 (CASE #04-1503); STALTER, KRISTY R.N. 214027 P.N. 078106 (CASE #03-1479); JENKINS, NORMA P.N. 109759 (CASE #04-1992); BARKER, TIFFANY P.N. 105315 (CASE #03-1621); BONNER, TAMEEKIA R.N. NCLEX (CASE #04-1914); BRYANT, KAREN P.N. 095255 (CASE #04-1851); LUDE, SHIRLEY R.N. 284232 (CASE #04-1591); MINNIX, GARY P.N. NCLEX (CASE #03-0756); RIES, JEANNE R.N. 154035 (CASE #04-0308); STEWART, ROBERT R.N. 274510 P.N. 092947 (CASE #04-0253); YOUNG, JARED P.N. NCLEX (CASE #04-1819); CUTCHER, ELAINE R.N. 252827 (CASE #04-2544); COTTOM, ELIZABETH R.N. 160862 (CASE #04-1444); BOWEN, GRETCHEN R.N. 287000 (CASE #02-1356); DANIELOWICZ, JENNIFER R.N. 271893 (CASE #04-1610); LANCASTER, STEPHANIE P.N. 100076 (CASE #03-1209); MCFADDEN, MISTY P.N. 096920 (CASE #03-2192); MURPHY, TAMMY P.N. 097094 (CASE #04-1590); OLOBATUYI, RICHARD P.N. NCLEX (CASE #04-2005); PALMER, JESSICA P.N. NCLEX (CASE #04-1824); STENGER, JOANN P.N. 032684 (CASE #04-1605); TOOLEY, WENDY R.N. NCLEX (CASE #04-1915); BREMER, MIRIAM P.N. NCLEX (CASE #04-1818); DIETZ, SUMMER R.N. 299841 (CASE #04-2431); HEESTAND, DEAN P.N. NCLEX (CASE #04-1635); REIFSNYDER, LAURIE P.N. 075275 (CASE #04-1411); BURNSIDE, SHANNA P.N. 111087 (CASE #04-2657); KOHR, MARY R.N. 180217 (CASE #03-1193); ZUPPO, HOLLY P.N. 102329 (CASE #04-0804); HOWARD, YVONNE P.N. 091134 (CASE #03-1558); MARSHALL, BRUCE R.N. 263770 (CASE #04-2548); ANDY, CHANNON P.N. 096929 (CASE #04-0061); WILLIAMS, LAUREN R.N. 237139 (CASE #03-1833); MCQUADE, CHRISTY R.N. 210181 P.N. 078504 (CASE #03-0995); BAIR, CAREN P.N. 099843 (CASE #04-1175); LANGDON, AMY R.N. 254685 (CASE #04-0053); SAMMON, TIMOTHY P.N. 058679 (CASE #02-0678); REED, RANDY R.N. 187273 (CASE #03-1938); CRUSE, PENELOPE P.N. 090621 (CASE #02-0184);

Consent
Agreements

BURKE, JUDITH R.N. 137505 (CASE #03-0938); MCCULLOUGH, RHONDA P.N. 099260 (CASE #03-0170); BUDNICK, DENISE P.N. 067909 (CASE #04-2432); AND LIFORD, JENNIFER P.N. 076518 (CASE #03-0710). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: JOHNSON, DENISE P.N. 083091 (CASE #02-1286); RASHID, DORTHULA P.N. 060593 (CASE #01-0054); COMBS, MICHELE R.N. 290346 (CASE #03-1528); RODE, MICHAEL R.N. NCLEX (CASE #04-1478); BURRIS, MARY R.N. 190269 (CASE #03-1327); YOUNG, JARED P.N. NCLEX (CASE #04-1819); OLOBATUYI, RICHARD P.N. NCLEX (CASE #04-2005) AND HEESTAND, DEAN P.N. NCLEX (CASE #04-1635). DEBRA BROADNAX OPPOSED ON THE FOLLOWING CASE: ANDY, CHANNON P.N. 096929 (CASE #04-0061). ELIZABETH BUSCHMANN OPPOSED ON THE FOLLOWING CASE: TURNEY, WILLIAM P.N. 080415 (CASE #02-1177). YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the November 2004 Board meeting.

Hearing Officer
Reports
Coleman, Marcia
R.N. 089521 (Case
#00-0747)

On Friday, November 19, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Coleman, Marcia R.N. 089521 (Case #00-0747); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Christopher McNeil; and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT IN THE MATTER OF COLEMAN, MARCIA R.N. 089521 (CASE #00-0747), 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 MARCIA COLEMAN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MS. COLEMAN TO SURRENDER HER REGISTERED NURSE LICENSE RN #089521 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Bonifay, Stacie R.N.
NCLEX (Case #03-
1495)

On Friday, November 19, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Bonifay, Stacie R.N. NCLEX (Case #03-1495); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Mike Hardesty; and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT IN THE MATTER OF BONIFAY, STACIE R.N. NCLEX (CASE #03-1495), THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION

IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT STACEY BONIFAY'S APPLICATION FOR LICENSURE BY EXAMINATION TO PRACTICE, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY DENIED.

THE RATIONALE FOR THE MODIFICATION IS MS. BONIFAY'S LACK OF BASIC HONESTY AND FAIR DEALING BOTH IN THE ELECTED PUBLIC OFFICE SHE HELD AND IN HER STATEMENTS TO THE BOARD REGARDING HER CONDUCT IN PUBLIC OFFICE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Cole, Melissa R.N.
274270 (Case #03-
1156)

On Friday, November 19, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Cole, Melissa R.N. 274270 (Case #03-1156); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation of Hearing Examiner Mike Hardesty.

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT IN THE MATTER OF COLE, MELISSA R.N. 274270 (CASE #03-1156), THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT MELISSA COLE'S LICENSE TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH IN ATTACHMENT A AND THAT FOLLOWING REINSTATEMENT, MS. COLE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH IN ATTACHMENT A FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION. THE RATIONALE FOR THE MODIFICATION IS THAT THERE IS NO EVIDENCE OF SOBRIETY AND NO TESTIMONY REGARDING SOBRIETY AND NO DETERMINATION OF

Cole, Melissa R.N.
274270 (Case #03-
1156)

CURRENT PSYCHIATRIC CONDITION.

MELISSA COLE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. COLE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND THE PERMANENT PRACTICE RESTRICTIONS SET FORTH BELOW AND A PERMANENT NARCOTIC RESTRICTION.

MS. COLE MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2007.

CONDITIONS FOR REINSTATEMENT

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

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

MS. COLE SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. COLE SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; FOUR (4) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. COLE SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. COLE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. COLE SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

Cole, Melissa R.N.
274270 (Case #03-
1156)

MS. COLE SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. COLE'S LICENSE.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. COLE SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. COLE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. COLE'S HISTORY.

MS. COLE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. COLE 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. COLE 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.

Cole, Melissa R.N.
274270 (Case #03-
1156)

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

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

REPORTING REQUIREMENTS OF MS. COLE

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

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

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

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

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

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

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

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

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

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

Cole, Melissa R.N.
274270 (Case #03-
1156)

MS. COLE SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. COLE SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. COLE HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MONITORING OF REHABILITATION AND TREATMENT

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

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

MS. COLE SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. COLE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. COLE'S HISTORY.

MS. COLE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

Cole, Melissa R.N.
274270 (Case #03-
1156)

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

EMPLOYMENT CONDITIONS

WHEN WORKING AS A NURSE, MS. COLE SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. COLE SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. COLE SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. COLE SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. COLE AND AGREES TO MONITOR MS. COLE'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. COLE SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. COLE WORKING AS A NURSE. MS. COLE SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. COLE MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. COLE

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

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

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

MS. COLE 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.

Cole, Melissa R.N.
274270 (Case #03-
1156)

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

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

MS. COLE 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.

MS. COLE SHALL BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. COLE SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

FAILURE TO COMPLY

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

DURATION/ MODIFICATION OF TERMS

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. COLE HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. COLE IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. COLE AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY

Cole, Melissa R.N.
274270 (Case #03-
1156)

PERIOD DURING WHICH MS. COLE DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

No Requests for
Hearing

Corrai, Annie R.N.
228805 (Case #04-
0493)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. CORRAI IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. CORRAI 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 ANNIE CORRAI'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS ANNIE CORRAI TO SURRENDER HER REGISTERED NURSING LICENSE RN #228805 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Clemente, Walter
R.N. 257067 (Case
#04-0348)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY KATHLEEN DRISCOLL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. CLEMENTE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. CLEMENTE 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 WALTER CLEMENTE'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH IN ATTACHMENT A AND THAT FOLLOWING REINSTATEMENT, MR.

Clemente, Walter R.N.
257067 (Case #04-
0348)

CLEMENTE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH IN ATTACHMENT A FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND PERMANENT PRACTICE RESTRICTIONS.

MR. CLEMENTE MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2007.

CONDITIONS FOR REINSTATEMENT

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

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

MR. CLEMENTE SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MR. CLEMENTE SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; FOUR (4) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MR. CLEMENTE 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. CLEMENTE'S HISTORY. MR. CLEMENTE SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MR. CLEMENTE SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MR. CLEMENTE SHALL, AT HIS OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MR. CLEMENTE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MR. CLEMENTE SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MR. CLEMENTE SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MR. CLEMENTE'S LICENSE.

Clemente, Walter R.N.
257067 (Case #04-
0348)

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MR. CLEMENTE SHALL SUBMIT, AT HIS EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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 MR. CLEMENTE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. CLEMENTE'S HISTORY.

MR. CLEMENTE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

Clemente, Walter
R.N. 257067 (Case
#04-0348)

REPORTING REQUIREMENTS OF MR. CLEMENTE

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

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

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

MR. CLEMENTE 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.

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

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

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

MR. CLEMENTE SHALL SUCCESSFULLY COMPLETE A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

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

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

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

MR. CLEMENTE SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MR. CLEMENTE SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HIS EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A

Clemente, Walter R.N.
257067 (Case #04-
0348)

NURSING LICENSE IS REQUIRED, AND WHETHER MR. CLEMENTE HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MONITORING OF REHABILITATION AND TREATMENT

MR. CLEMENTE 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. CLEMENTE'S HISTORY. MR. CLEMENTE SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MR. CLEMENTE SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MR. CLEMENTE SHALL SUBMIT, AT HIS EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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 MR. CLEMENTE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HIM BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MR. CLEMENTE'S HISTORY.

MR. CLEMENTE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

EMPLOYMENT CONDITIONS

WHEN WORKING AS A NURSE, MR. CLEMENTE SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

Clemente, Walter R.N.
257067 (Case #04-
0348)

MR. CLEMENTE SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MR. CLEMENTE SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MR. CLEMENTE SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MR. CLEMENTE AND AGREES TO MONITOR MR. CLEMENTE'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MR. CLEMENTE SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MR. CLEMENTE WORKING AS A NURSE. MR. CLEMENTE SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MR. CLEMENTE MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MR. CLEMENTE

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

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

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

MR. CLEMENTE 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.

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

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

Clemente, Walter R.N.
257067 (Case #04-
0348)

MR. CLEMENTE 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.

MR. CLEMENTE SHALL BE SUBJECT TO THE FOLLOWING TEMPORARY NARCOTIC RESTRICTION FOR A MINIMUM PERIOD OF TWO (2) YEARS FOLLOWING REINSTATEMENT:

TEMPORARY NARCOTIC RESTRICTION

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

MR. CLEMENTE SHALL BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

PERMANENT PRACTICE RESTRICTION(S)

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

MR. CLEMENTE SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

FAILURE TO COMPLY

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

DURATION/ MODIFICATION OF TERMS

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

Clemente, Walter R.N.
257067 (Case #04-
0348)

THE BOARD FURTHER ORDERS WALTER CLEMENTE TO SURRENDER HIS REGISTERED NURSE LICENSE #R.N. 257067 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Curtis-Thomas,
Charles R.N. End
Applicant (Case #04-
0763)

IT WAS MOVED BY LISA KLENKE, SECONDED BY ANNE BARNETT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. CURTIS-THOMAS IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. CURTIS-THOMAS 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 CHARLES CURTIS-THOMAS' APPLICATION FOR LICENSURE BY ENDORSEMENT TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY DENIED. IT WAS FURTHER MOVED THAT THE ORDER REFLECT THAT MR. CURTIS-THOMAS COMMITTED FRAUD AND MISREPRESENTATION ON HIS APPLICATION REGARDING A DISCIPLINARY ACTION BY THE NEW JERSEY BOARD AND THAT MR. CURTIS-THOMAS FAILED TO COMPLY WITH THE BOARD'S REQUEST FOR ADDITIONAL INFORMATION.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Shoemaker, Michelle
P.N. 105897 (Case
#02-0766)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SHOEMAKER IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SHOEMAKER 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 MICHELLE SHOEMAKER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH IN ATTACHMENT A AND THAT FOLLOWING REINSTATEMENT, MS. SHOEMAKER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH IN ATTACHMENT A FOR A MINIMUM PERIOD OF FIVE (5) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. SHOEMAKER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2007.

CONDITIONS FOR REINSTATEMENT

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

Shoemaker, Michelle
P.N. 105897 (Case #02-
0766)

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

MS. SHOEMAKER SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. SHOEMAKER SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; FOUR (4) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SHOEMAKER SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. SHOEMAKER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SHOEMAKER SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. SHOEMAKER SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. SHOEMAKER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. SHOEMAKER SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. SHOEMAKER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. SHOEMAKER SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES ANY

Shoemaker, Michelle
P.N. 105897 (Case #02-
0766)

ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. SHOEMAKER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. SHOEMAKER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. SHOEMAKER SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. SHOEMAKER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SHOEMAKER'S HISTORY.

MS. SHOEMAKER 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

REPORTING REQUIREMENTS OF MS. SHOEMAKER

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

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

Shoemaker, Michelle
P.N. 105897 (Case #02-
076

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

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

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

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

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

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

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

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

MS. SHOEMAKER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. SHOEMAKER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. SHOEMAKER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MONITORING OF REHABILITATION AND TREATMENT

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

Shoemaker, Michelle
P.N. 105897 (Case #02-
0766)

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

MS. SHOEMAKER SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. SHOEMAKER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. SHOEMAKER'S HISTORY.

MS. SHOEMAKER 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

EMPLOYMENT CONDITIONS

WHEN WORKING AS A NURSE, MS. SHOEMAKER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. SHOEMAKER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. SHOEMAKER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

Shoemaker, Michelle
P.N. 105897 (Case
#02-0766)

MS. SHOEMAKER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. SHOEMAKER AND AGREES TO MONITOR MS. SHOEMAKER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. SHOEMAKER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. SHOEMAKER WORKING AS A NURSE. MS. SHOEMAKER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. SHOEMAKER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

REPORTING REQUIREMENTS OF MS. SHOEMAKER

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

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

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

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

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

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

MS. SHOEMAKER 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.

Shoemaker, Michelle
P.N. 105897 (Case #02-
0766)

MS. SHOEMAKER SHALL BE SUBJECT TO THE FOLLOWING
PERMANENT LICENSURE RESTRICTIONS:

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. SHOEMAKER SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

FAILURE TO COMPLY

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

DURATION/ MODIFICATION OF TERMS

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

THE BOARD FURTHER ORDERS MICHELLE SHOEMAKER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 105897 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Rose, Lois P.N.
080484 (Case #04-
0509)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. ROSE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. ROSE 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 LOIS ROSE'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH IN ATTACHMENT A AND THAT FOLLOWING REINSTATEMENT, MS. ROSE SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH IN ATTACHMENT A FOR A MINIMUM PERIOD OF SEVEN (7) YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. ROSE MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER NOVEMBER 2007.

CONDITIONS FOR REINSTATEMENT

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

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

MS. ROSE SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. ROSE SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; FOUR (4) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

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

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

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ROSE SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. ROSE SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. ROSE SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE

Rose, Lois P.N. 080484 (Case #04-0509) EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. ROSE SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. ROSE'S LICENSE.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. ROSE SHALL, AT HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. ROSE SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER. FURTHER, MS. ROSE SHALL EXECUTE RELEASES TO PERMIT THE PSYCHIATRIST TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE PSYCHIATRIST SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. ROSE SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE PSYCHIATRIST DESCRIBED ABOVE UNTIL RELEASED. FURTHER, THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. ROSE'S LICENSE.

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

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. ROSE SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. ROSE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES

Rose, Lois P.N. 080484 (Case #04-0509) PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. ROSE'S HISTORY.

MS. ROSE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

REPORTING REQUIREMENTS OF MS. ROSE

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

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

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

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

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

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

Rose, Lois P.N. 080484 MS. ROSE SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS
(Case #04-0509) DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE
NUMBER.

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

FOLLOWING REINSTATEMENT, MS. ROSE SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF SEVEN (7) YEARS.

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

MS. ROSE SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. ROSE SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. ROSE HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

MONITORING OF REHABILITATION AND TREATMENT

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

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

MS. ROSE SHALL SUBMIT, AT HER EXPENSE AND ON THE DAY SELECTED, BLOOD OR URINE SPECIMENS FOR DRUG AND/OR ALCOHOL ANALYSIS AT A COLLECTION SITE SPECIFIED BY THE BOARD AT SUCH TIMES AS THE BOARD MAY REQUEST. REFUSAL TO SUBMIT SUCH SPECIMEN, OR FAILURE TO SUBMIT SUCH SPECIMEN ON THE DAY HE/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. ROSE SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. ROSE'S HISTORY.

MS. ROSE 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 LICENSEE SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

Rose, Lois P.N. 080484
(Case #04-0509)

TREATING PRACTITIONERS AND REPORTING

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

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

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

EMPLOYMENT CONDITIONS

WHEN WORKING AS A NURSE, MS. ROSE SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. ROSE SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. ROSE SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. ROSE SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. ROSE AND AGREES TO MONITOR MS. ROSE'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. ROSE SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. ROSE WORKING AS A NURSE. MS. ROSE SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. ROSE MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

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

Rose, Lois P.N. 080484
(Case #04-0509)

REPORTING REQUIREMENTS OF MS. ROSE

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

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

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

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

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

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

MS. ROSE 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.

MS. ROSE SHALL BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTION(S)

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

MS. ROSE SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

Rose, Lois P.N. 080484
(Case #04-0509)

FAILURE TO COMPLY

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

DURATION/ MODIFICATION OF TERMS

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

THE BOARD FURTHER ORDERS LOIS ROSE TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 080484 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Wagner, Alan R.N.
286809 (Case #04-
1709)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. WAGNER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. WAGNER 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 ALAN WAGNER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

IT WAS FURTHER ORDERED THAT ALAN WAGNER SURRENDER HIS REGISTERED NURSE LICENSE #R.N. 286809 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Locke, Constance
P.N. 042960 (Case
#04-0057)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. LOCKE IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. LOCKE 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 CONSTANCE LOCKE'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME AND THAT THE SUSPENSION SHALL BE STAYED SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH IN ATTACHMENT A FOR A MINIMUM PERIOD OF TWO (2) YEARS.

CONDITIONS FOR REINSTATEMENT

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

MS. LOCKE SHALL APPEAR IN PERSON FOR AN INTERVIEW BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE, ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. LOCKE SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF TWO (2) HOURS OF CONTINUING NURSING EDUCATION IN LAW AND RULES; FOUR (4) HOURS IN ETHICS; FOUR (4) HOURS IN PATIENT SAFETY; AND FOUR (4) HOURS IN CRITICAL THINKING. THESE HOURS SHALL BE IN ADDITION TO THOSE HOURS REQUIRED FOR RENEWAL.

FOR A MINIMUM PERIOD OF ONE (1) YEAR, MS. LOCKE SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. LOCKE SHALL PROVIDE HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. LOCKE IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

MS. LOCKE SHALL SUBMIT SATISFACTORY PERSONAL STATEMENTS TO THE BOARD ON A QUARTERLY BASIS, REGARDING WHETHER MS. LOCKE HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER,

MS. LOCKE SHALL SIGN A RELEASE OF INFORMATION FORM ALLOWING THE REPRESENTATIVES OF THE ABOVE AGENCIES / HEALTH PROFESSIONALS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER SHALL BE SUBMITTED ON FORMS SPECIFIED BY THE BOARD.

MS. LOCKE SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS OH 43215-3413.

MS. LOCKE SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT AND EMPLOYER.

Locke, Constance
P.N. 042960 (Case
#04-0057)

MS. LOCKE SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR PHONE NUMBER.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY

MAJORITY VOTE OF THE BOARD MEMBERS. ELIZABETH BUSCHMANN, ANNE BARNETT, TERESA WILLIAMS, AND JUDITH BRACHMAN OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Thompson, Amy P.N.
094190 (Case #03-
1817)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. THOMPSON IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. THOMPSON 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 AMY THOMPSON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS AMY THOMPSON TO SURRENDER HER PRACTICAL NURSE LICENSE #LPN 094190 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Rankin, Jean R.N.
222049 P.N. 071046
(Case #04-1002)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. RANKIN IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. RANKIN 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 JEAN RANKIN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS JEAN RANKIN TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 071046 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 19TH DAY OF NOVEMBER 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2004 Board meeting.

Miscellaneous
Compliance Issues
Lift Narcotic
Restriction
Winterhalter,
Victoria R.N.
131610 NA 00656
(Case #01-0249)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY DEBRA BROADNAX, THAT VICTORIA WINTERHALTER, RN 131610, NA-00656, BE RELEASED FROM THE REQUIREMENTS CONTAINED IN PARAGRAPH II, PERTAINING TO NARCOTIC RESTRICTIONS, OF HER NOVEMBER 16, 2001, CONSENT AGREEMENT WITH THE BOARD. THE LIFTING OF THIS RESTRICTION WILL NOT INTERFERE WITH THE BOARD'S DETERMINATION OF MS. WINTERHALTER'S ABILITY TO PRACTICE IN ACCORDANCE WITH ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Toohig, Susan R.N.
139142 (Case #02-
1086)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY CYNTHIA KRUEGER, THAT SUSAN TOOHIGH, RN 139142, HAVING MET THE REQUIREMENTS CONTAINED IN PARAGRAPH V, PERTAINING TO NARCOTIC RESTRICTIONS OF HER MARCH 21, 2003 BOARD ADJUDICATION ORDER, BE RELEASED FROM THE REQUIREMENTS CONTAINED IN PARAGRAPH V OF THE ORDER. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Lift of
Suspensions/Probations
Mutti, Jacqueline R.N.
254945 (Case #98-
0822)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT JACQUELINE MUTTI (PETERS), RN 254945, HAVING MET THE REQUIREMENTS OF HER SEPTEMBER 21, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Macklin, Kimberley
R.N. 215845 (Case
#99-0251)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY MARY JEAN FLOSSIE, THAT KIMBERLEY MACKLIN, RN 215845, HAVING MET THE REQUIREMENTS OF HER JULY 19, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD EXTEND DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Corcoran, Phyllis
P.N. 108296 (Case
#01-0913)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY TERESA WILLIAMS, THAT PHYLLIS CORCORAN, PN 108296, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Sipple, Triscia P.N.
084305 (Case #02-
1062)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT TRISCIA SIPPLE, PN 084305, HAVING MET THE REQUIREMENTS OF HER JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Beauregard, Shahna
R.N. 308683 (Case
#03-1289)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY KATHLEEN DRISCOLL, THAT SHAHNA BEAUREGARD, RN 308683, HAVING MET THE REQUIREMENTS OF HER SEPTEMBER 19, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Jenkins, Peggy P.N.
112488 (Cases #03-
1170& 03-0031)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT PEGGY JENKINS PN 112488, HAVING MET THE REQUIREMENTS OF HER MARCH 21, 2003, CONSENT AGREEMENT WITH THE BOARD, AND THE SEPTEMBER 19, 2003, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Krivacic, Suzanne
R.N. 268479 (Case
#01-0979)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT SUZANNE KRIVACIC, RN 268479, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Cornelius, Jennifer
P.N. 049905 (Case
#02-0186)

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT JENNIFER CORNELIUS, PN 049905, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Fields, Paula R.N.
309234 (Case #03-
1496)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT PAULA FIELDS, RN 309234, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. KATHLEEN DRISCOLL, YVONNE SMITH, AND BERTHA LOVELACE ABSTAINED.

- Hardy, Kristen P.N.
114452 (Case #03-1768) IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT KRISTEN HARDY, PN 114452, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Floyd, Lakeisha P.N.
112429 (Case #03-0115) IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT LAKEISHA FLOYD, PN 112429, HAVING MET THE REQUIREMENTS OF HER MAY 16, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTION THAT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED
- Wilson, Susan R.N.
275599 (Case #99-0964) IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT SUSAN WILSON, RN 275599, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Johnson, Brenda P.N.
107398 (Case #02-0802) IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT BRENDA JOHNSON, PN 107398, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- McCourt, Amber
R.N. 308706 (Case #03-0861) IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY KATHLEEN DRISCOLL, THAT AMBER MCCOURT, RN 308706, HAVING MET THE REQUIREMENTS OF HER SEPTEMBER 19, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Olding, Danielle R.N.
308707 (Case #04-0199) IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT DANIELLE OLDING, RN 308707, HAVING MET THE REQUIREMENTS OF HER SEPTEMBER 19, 2003, CONSENT AGREEMENT WITH THE BOARD AND THE MAY 21, 2004, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Straight, Keshia P.N.
111765 (Case #02-0747) IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT KESHIA STRAIGHT, PN 111765, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTION THAT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Dunakin, Erin P.N.
110556 (Case #03-2064) IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT ERIN DUNAKIN, PN 110556, BE GIVEN EARLY RELEASE FROM HER JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD AND THE JANUARY 16, 2004, ADDENDUM TO THE CONSENT

- Dunakin, Erin P.N.
110556 (Case #03-2064)
- AGREEMENT. MS. DUNAKIN HAS MET THE REQUIREMENTS OF HER CONSENT AGREEMENT AND ADDENDUM THAT PROVIDED HER PROBATIONARY RELEASE IN JANUARY 2005. MS. DUNAKIN RESIDES IN ANOTHER LICENSING JURISDICTION WHERE MS. DUNAKIN HOLDS A "CONDITIONAL/ACTIVE" LICENSE SUBJECT TO THE TERMS AND CONDITIONS OF THAT LICENSING JURISDICTION'S FINAL ORDER FOR A PERIOD OF TIME THAT EXTENDS BEYOND THE PROBATIONARY PERIOD REQUIRED BY MS. DUNAKIN'S OHIO CONSENT AGREEMENT AND ADDENDUM. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Ruther, Charlotte
P.N. 105485 (Case #02-1464) Request to Reconsider Board Order
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY TERESA WILLIAMS, THAT THE BOARD DENY THE REQUEST FOR RECONSIDERATION OF THE BOARD ORDER RELATED TO CHARLOTTE RUTHER. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Price, Heather R.N.
280202 (Case #03-0962)
Motion For Summary Suspension. To Be Retroactive To Date It Was Issued
- IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY KATHLEEN DRISCOLL, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY HEATHER PRICE, RN 280202, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, IT WAS MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC, RETROACTIVE TO THE DATE IT WAS ISSUED, OCTOBER 6, 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX, YVONNE SMITH, AND BERTHA LOVELACE ABSTAINED.
- Smiley, John R.N.
262922 (Case #04-2726)
- IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY JOHN SMILEY, RN 262922, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, IT WAS MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Miller, Wendy P.N.
089764 (Case #01-0727)
- IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY T. DIANN CAUDILL, THAT HAVING MET THE CONDITIONS FOR REINSTATEMENT CONTAINED IN HER MAY 17, 2002, CONSENT AGREEMENT WITH THE BOARD, THE LICENSE OF WENDY SUE MILLER, PN 089764, TO PRACTICE AS A LICENSED PRACTICAL NURSE IN OHIO BE REINSTATED AND SUBJECT TO THE PROBATIONARY TERMS AND CONDITIONS CONTAINED WITHIN THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Ross, Angela R.N.
249778 (Case #02-0925)
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT HAVING MET THE CONDITIONS FOR REINSTATEMENT CONTAINED IN HER NOVEMBER 21, 2003, BOARD ADJUDICATION ORDER, THE LICENSE OF ANGELA ROSS, RN 249778, TO PRACTICE NURSING AS A REGISTERED NURSE IN OHIO BE REINSTATED AND SUBJECT TO THE PROBATIONARY TERMS AND CONDITIONS CONTAINED WITHIN THE BOARD ORDER. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Old Business/Prior Meeting Follow-up

September 2004 Board meeting follow-up

See Agenda item 1.3 Executive Director Report.

Registration of Students

Executive Director John Brion began a discussion regarding registration of nursing students. Judith Brachman stated that deans and directors have been offering their opinions on this issue. She suggested that the Board begin to research what other states are doing in terms of when they are registering students; costs; etc. Kathleen Driscoll suggested that the NP&E Advisory Group could start looking at this issue. Mr. Brion stated that this group could look at the operational piece and pull all of the information together before the Board makes a decision to move forward. Following discussion, the Board agreed by general consent that the NP&E Advisory Group begin to look at registration of students.

Evaluation of the September 2004 Board meeting on the road

President Smith began a discussion on the September 2004 Board meeting on the road. She requested input from the Board members. In general, Board members agreed that the cost and extra effort was too much of a burden on staff. They felt that a good outreach effort was put forth, but it did not receive the anticipated results. A suggestion was made that the Emerging Issues Conference be presented in different parts of the state and Board members who live in that area should attend. Director Brion reminded the Board that investigators and staff members are doing public speaking throughout the state. Mary Jean Flossie stated that more discussion needed to be provided on the Board's initiatives as an outreach effort. Judith Brachman suggested utilizing high tech means such as video conferencing the Emerging Issues Conference, which would require no travel for nurses who cannot get off work. Patricia Schlecht agreed that Emerging Issues could be filmed and made available to award CE to nurses. It was agreed by general consent of the Board that this item be placed on the agenda for further discussion.

NEALP Update

The Board received a written report on the Nurse Education Assistance Loan Program (NEALP) FY-2005, submitted by Rosemary Booker. Ms. Booker highlighted the report and informed the Board that she met with Ohio Board of Regents (OBR) representatives to view their new system for processing applications. OBR will be providing a demonstration during the January Board meeting on the new web based system, which will reduce the time required for processing loan applications. They also will provide answers to questions of the Board for clarification. Attachments included information on current program status.

OBN Survey Update

Executive Director John Brion updated the Board on the OBN Survey. He stated that he recently met with the individuals completing the survey and it should be final by February 2005.

Review of the Fall 2004 Emerging Issues Conference

The Board received a written report on the Fall 2004 Emerging Issues Conference submitted by Norma Selders. Ms. Selders reviewed the evaluations and stated that there were few "no shows" and this was the first time a registration fee was charged, which proved to be successful.

New Business

The Board received a copy of a report on the Counselor, Social Worker and Marriage and Family Therapy Board from the Office of Inspector General, distributed by Director Brion. Mr. Brion suggested that Board members review the report and submit any questions/concerns to him that they would like to discuss.

Mary Jean Flossie requested that the Board recognize an issue exists where LPNs are primary instructors for Nurse Aide's, etc. T. Diann Caudill stated that she believes LPNs could teach Community Health Worker's, as the rules currently written. Patricia Schlecht stated that the rules infer teaching and that the Board needs to look at a rule/law change and not drop this issue.

In follow up from the last meeting, Judith Brachman asked about Board members logging the number of hours that they review board materials. President Smith requested that Board members continue to log their time for one more meeting and discuss the results during the January meeting.

Debra Broadnax stated in the event she is not re-appointed, that she wanted to thank the Board and is grateful for the opportunity to serve on the Board. Patricia Schlecht also thanked the Board for a wonderful experience. T. Diann Caudill stated that she plans to attend the meeting in January, that she appreciated the opportunity to serve and for the great experience, and thanked the Board for the dinner and gift. Elizabeth Buschmann also expressed her appreciation and thanked the Board for the opportunity to serve and hopes to be re-appointed.

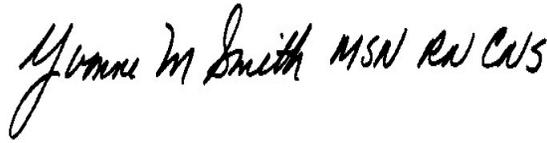
Review of
Meeting/Evaluation of
Processes

President Smith thanked the staff for preparing the materials for this meeting and for their day-to-day work. She also thanked the Board members for their preparation and thoughtful deliberations and for staying focused to keeping to the agenda. President Smith also thanked the Board for their support and confidence in her leadership in re-electing her to the office of President.

Adjourn

The meeting was adjourned at 5:20 p.m. on Friday, November 19, 2004.

Yvonne Smith, MSN, RN, CNS
President



Attest:



John M. Brion, RN, MS
Secretary