



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD SEPTEMBER 23-24, 2010

The regular meeting of the Ohio Board of Nursing (Board) was held on September 23-24, 2010 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, September 23 at 8:33 a.m., President Bertha Lovelace, called the Board meeting to order. On Friday, September 24, 2010 at 8:34 a.m., President Lovelace called the Board meeting to order. Vice-President Patricia Protopapa read the Board mission each day. President Lovelace recognized students, welcomed the gallery, and requested that Board Members introduce themselves.

BOARD MEMBERS

Bertha Lovelace, RN, President
Patricia Protopapa, LPN, Vice-President
Janet Arwood, LPN
Anne Barnett, RN, Board Supervising Member for Disciplinary Matters
Judith Church, RN
Delphenia Gilbert, RN
Maryam Lyon, RN
Johnnie Maier, Consumer Member
J. Jane McFee, LPN
Melissa Meyer, LPN
Tracy Ruegg, RN
Roberta Stokes, RN

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, the Board Reception was held at 8:00 a.m.; Open Forum was held at 10:00 a.m.; a noon meeting of the Board Committee on Practice was convened; Linda Lengefeld, RN applicant and Attorney Elizabeth Collis addressed the Board at 1:00 p.m.; Richard Siehl, attorney for Applied Technology Systems, Inc. Job Corps Center Practical Nursing Program, as well Clark Hayes, CEO, addressed the Board at 1:20 p.m.; Executive Session was held at 2:00 p.m. with deliberations following Executive Session. On Friday at

8:30 a.m., Catherine Costello, JD, from the Ohio Health Information Partnership presented to the Board and the Board held additional deliberations at 9:40 a.m. Open Forum was scheduled at 10:00 a.m. with no speakers presenting.

Minutes of July 29-30, 2010 Board Meeting

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board accept the minutes of the July 29-30, 2010 Board meeting as submitted. Motion adopted by unanimous vote of the Board members.

Action: It was moved by Anne Barnett, seconded by J. Jane McFee, that the Board rescind the motion made on Thursday, September 23, 2010, approving the July 29-30, 2010 minutes as submitted. It was further moved that the minutes from the July 29-30, 2010 meeting be approved as amended. Motion adopted by unanimous vote of the Board members.

Executive Director Report

Betsy Houchen provided the Executive Director Report. She highlighted the following from the Report:

- Jennifer Wheeler joined the Board staff on September 13, 2010 as the Practice Consultant.
- Lisa Emrich and Holly Fischer met with representatives from the Ohio Association of Child Caring Agencies and the Ohio Department of Job and Family Services (ODJFS) to review procedures utilized by unlicensed staff employed by agencies licensed by ODJFS to provide residential care to children that may include medication administration. ODJFS has proposed rule language to insure that licensed agencies are complying with the Nurse Practice Act.
- H. Fischer participated in the teleconference of the Legal and Policy Subcommittee of the Ohio Medical Coordination Advisory Committee. The general charge of the subcommittee is to develop liability protections for health care providers and facilities that provide care to patients during a declared emergency.
- The Board is proceeding with the Patient Safety Initiative, after Scott Griffith presented on Just Culture at the July Board meeting. Several representatives from Riverside Methodist Hospital/OhioHealth were in attendance, and contacted the Board following the presentation. Meeting dates are scheduled with Riverside managers and staff to discuss the Nurse Practice Act, administrative rules, reporting, complaint forms, and the Patient Safety Initiative.
- Maryam Lyon will present at the Ohio Renal Association Annual Meeting on October 15, 2010. L. Emrich will also be in attendance.
- The Ohio Prescription Drug Abuse Task Force and Workgroups continued to meet over the past several months and the final report will be presented to the Governor on October 1, 2010.
- Board staff are watching for the NCSBN application for the Transition to Practice Pilot Program, and will work with the Ohio Organization of Nurse Executives in applying to become a pilot state.
- The Board congratulated Dennis Corrigan, Board investigator, for his re-

appointment to the NCSBN Disciplinary Resources Committee and Lesleigh Robinson for being appointed as an alternate to the NCLEX Examination Committee. In addition, Lisa Emrich was elected to the NCSBN Leadership Succession Committee and B. Houchen received an NCSBN service award for five years as an Executive Director and dedicated service to NCSBN.

- The biennial audit of the Board has been completed by the Ohio Auditor's office. B. Houchen presented the anticipated recommendations that will be included in the report, however, staff have not received a draft report.
- Eric Mays has been attending meetings regarding the replacement of the current eLicense system. The Board has established and communicated the functions that must be performed by an eLicensing system in the future.
- The Board achieved an LPN on-line renewal rate of 92% for 2010.
- Board staff have continued to work with HRSA regarding reporting to the national practitioner data banks by responding to all inquiries and providing the requested information. We have been informed that if additional information is required to demonstrate compliance, HRSA will notify the Board.

Legislative Report

Tom Dilling presented the Legislative Report. He stated that House Bill 206, expanding Schedule II prescribing by advanced practice nurses, may need to be reintroduced during the next General Assembly.

T. Dilling also discussed SB 200, Certified Registered Nurse Anesthetists (CRNAs). He referred to the written materials provided to the Board that summarize the events to date. In August of 2008, the Board responded by letter to practice questions posed by the Ohio State Association of Nurse Anesthetists (OSANA). Since that time, Board staff has consulted with OSANA, Senator Morano, and the Medical and Pharmacy Boards regarding SB 200.

The original question was whether CRNAs could order other persons to administer medications. Ohio law currently refers to the writing of medical orders for another person to administer as prescribing and the law requires explicit authority to prescribe in this manner. OSANA suggested that Section 4723.43(B), ORC, authorizes this prescribing as a "clinical support function" and they were not required by statute to have a certificate to prescribe like other APNs with similar authority.

The Board responded that while this section of the law states that the CRNA "may administer anesthesia and perform...clinical support functions," the language does not authorize the CRNA to order other individuals to administer medications. The Board has maintained that even if "clinical support functions" is read to include the administration of medication, the language states that it is the CRNA, not a third party, who "may perform with supervision...clinical support functions." Because this language authorizes the CRNA to administer medications, rather than write orders for another party to administer medications,

a CRNA under current law is not required to obtain a certificate to prescribe in order to provide the anesthesia care described above. Section 4723.44, ORC, prohibits any advanced practice nurse who does not hold a current, valid certificate to prescribe from prescribing drugs.

Based on these initial discussions, OSANA sought legislation, SB 200, to obtain the authority to order others to administer medications. SB 200, as introduced, authorized a CRNA to issue a prescription that directs another authorized person to administer a drug to a patient. Although there was agreement on this concept, the Pharmacy, Medical and Nursing Boards suggested that the language of the bill should be amended so it was clear the CRNA would write orders in the phases of patient care described in law. The phases of patient care would include administering anesthesia and performing anesthesia induction, maintenance, and emergence, and performing pre-anesthetic preparation and evaluation, within the peri-operative setting.

The Board discussed SB 200 at the January and March 2010 meetings. The discussions focused on expanding the authority of CRNAs so they could write orders for medications *in the peri-operative setting* so that another authorized person could administer a drug to a patient.

Because the law currently requires the CRNA to work under supervision and the CRNA would administer the medications, a CTP would not be required. If OSANA believes they need the authority to order medications, as part of the clinical support function that is outside the peri-operative setting, the Nursing Board suggested in previous Board discussions that this could be accomplished by obtaining a CTP. The Board agreed by general consensus with this position and will remain an interested party with respect to Senate Bill 200 at this time.

NEW BUSINESS

Annual Report

B. Houchen presented the draft Annual Report for fiscal year 2010 and noted some corrections for the report. J. Church noted the increased workload for staff, and how efficient the Board has become with very few errors. T. Ruegg noted the exceptional work of the Board.

Action: It was moved by Patricia Protopapa, seconded by J. Jane McFee, that the Board approve the Annual Report for fiscal year 2010 as amended. Motion adopted by unanimous vote of the Board members.

Review of Administrative Rules

The Board previously reviewed and approved the proposed changes to Chapters 4723-8 and 4723-9, OAC, at the May Board meeting. At the July meeting the Board considered and agreed to require primary source verification for APN national re-certification. This will require the individual APN to request that the national certifying organization notify the Board directly of his or her national recertification. The Board requested that staff revise the administrative rules to

make this change. The Board reviewed the proposed language and agreed, by general consensus, with the language as proposed in Rule 4723-8-08.

Action: It was moved by J. Jane McFee, seconded by Melissa Meyer, that discussion on this topic be extended by 15 minutes. Motion adopted by unanimous vote of the Board members.

On September 3, 2010 Board staff met with representatives of the Ohio Association of Advanced Practice Nurses (OAAPN), the Ohio Nurses Association (ONA), and the Licensed Practical Nurse Association of Ohio (LPNAO) to review the proposed rule changes. Subsequently, OAAPN requested additional revisions to Rules 4723-8-04; 4723-9-04; and 4723-9-09 for the Board's consideration.

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that discussion on this topic be extended by 15 minutes. Motion adopted by unanimous vote of the Board members.

The Board discussed the following revisions proposed by OAAPN:

- Rule 4723-8-04: Section 4723.431, ORC, requires that the standard care arrangement be entered between "each" physician or podiatrist with whom the APN collaborates. The proposed language would clarify that a physician may have his or her legally authorized representative sign the agreement. This would allow individual physicians in large practice groups, for example, or in hospitals, to execute an authorization for the department chair to execute standard care arrangements with APNs on the physician's behalf. The change would not apply to podiatrists. The Board agreed, by general consensus, to revise the language for this proposed change.
- Rule 4723-8-04: A second change to this rule relates to the requirement that standard care arrangements for APNs who prescribe include a procedure for collaborating physician periodic review of a representative sample of prescriptions written. The change would clarify that a member of a quality assurance committee (who would be a physician) could conduct the review. The Board agreed, by general consensus, to revise the language for this proposed change.
- Rule 4723-9-04: OAAPN asked that language be removed so that a physician's determination would not be required in order for a nurse to serve as a supervising professional. The Nurse Practice Act does not require that a physician make the determination. The Board agreed by general consensus to revise the language for this proposed change.
- Rule 4723-9-09: OAAPN requested that the specific requirements for the patient-prescriber relationship, referenced in 4723-9-09(C)(1) through (6) be deleted and a more general statement be used. The Board agreed, by general consensus, to keep paragraph (C)(1) through (6) but revise the

language by adding the word “may” in paragraph (C) and “or mental” in (C)(2).

- Rule 4723-9-09: It was proposed to limit the prohibition on prescribing to family members to controlled substances only. After discussion, the Board agreed, by general consensus, to revise the language regarding prescribing to family members, define family members, and to prohibit APNs from prescribing controlled substances for family members. The Board also asked staff to discuss with the Committee on Prescriptive Governance whether APNs should be prohibited from prescribing other drugs, in addition to controlled substances, to family members

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that discussion on this topic be extended by 15 minutes. Motion adopted by unanimous vote of the Board members.

Action: It was moved J. Jane McFee, seconded by Johnnie Maier, that the Board approve for filing with the Joint Committee on Agency Rule Review, the Secretary of State, and the Legislative Service Commission, the proposed revisions to Ohio Administrative Code Chapters 4723-5; 4723-7; 4723-8; and 4723-9. It was further moved that the Board file the following rules with the Joint Committee on Agency Rule Review, the Secretary of State, and the Legislative Service Commission, as No Change rules: 4723-8-01; 4723-8-03; 4723-8-09; 4723-9-10; 4723-23-01; 4723-23-02; 4723-23-03; 4723-23-04; 4723-23-05; 4723-23-06; 4723-23-07; 4723-23-08; 4723-23-09; 4723-23-10; 4723-23-11; 4723-23-12; 4723-23-13; and 4723-23-14. It was further moved that the Board schedule a public hearing on Administrative Code Chapters 4723-05; 4723-07; 4723-08; 4723-09; and 4723-23 for Wednesday November 17, 2010 at 1:00 p.m. in the Board room of the Ohio Board of Nursing. Motion adopted by unanimous vote of the Board members.

APPROVALS

Nursing Education Program – Approval of New Program

Beckfield College Practical Nursing Program

Action: It was moved Maryam Lyon, seconded by Tracy Ruegg, that the Board grant conditional approval, in accordance with Rule 4723-5-08, OAC, to Beckfield College Practical Nursing Program in Cincinnati. It was further moved that the Program submit progress reports to the Board on or before October 14, 2011 and March 15, 2012. Motion adopted by unanimous vote of the Board members.

Nursing Education – Determination of Approval Status

Auburn Practical Nursing Program

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the Board, after consideration of the survey visit report and the program’s response to the report, propose to deny full approval to, and withdraw conditional approval of, Auburn Practical Nursing Program, effective September 23, 2010, in

accordance with Rule 4723-5-04, OAC, and Section 4723.06 (A)(6), ORC, based upon the Program's failure to meet and maintain the standards for education programs established in Chapter 4723-5, OAC, and that the Board issue a Notice of Opportunity for Hearing in accordance with Chapter 119., ORC. Motion adopted by majority vote of the Board members with Janet Arwood and Delphenia Gilbert abstaining.

Columbiana County Career & Technical Center School of Practical Nursing

Action: It was moved by Roberta Stokes, seconded by J. Jane McFee, that the Board, after consideration of the survey visit report and the Program's response to the report, place Columbiana County Career & Technology Center School of Practical Nursing on provisional approval in accordance with Rule 4723-5-04, OAC, for a period of two years, effective September 23, 2010, for failure to meet and maintain the requirements of Rule 4723-5-09 (B)(4), OAC; Rule 4723-5-11 (A), OAC; Rule 4723-5-12 (A) and (B), OAC; Rule 4723-5-14 (D) and (E), OAC; Rule 4723-5-15, OAC; Rule 4723-5-17 (A) and (B), OAC; Rule 4723-5-19 (A) and (D), OAC; Rule 4723-5-20 (B), OAC; and Rule 4723-5-21 (D), OAC. It was further moved that the Program submit reports to the Board documenting its progress in meeting the rules identified as not met on or before January 4, 2011; July 1, 2011; January 6, 2012 and July 9, 2012. Motion adopted by majority vote of the Board members with Janet Arwood and Delphenia Gilbert abstaining.

University of Rio Grande Holzer School of Nursing

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board grant full approval, in accordance with Rule 4723-5-04, OAC, to the University of Rio Grande Holzer School of Nursing for a period of five years, effective September 23, 2010. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Scioto County JVS Practical Nursing Program

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board grant full approval, in accordance with Rule 4723-5-04, OAC, to Scioto County JVS Practical Nursing Program for a period of five years effective September 23, 2010. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Southern State Community College Associate Degree Nursing Program

Action: It was moved by Judith Church, seconded by Maryam Lyon, that, based upon a survey visit conducted in accordance with Rule 4723-5-23(B)(3), OAC, the Board continue its full approval of Southern State Community College Associate Degree Nursing Program in accordance with Rule 4723-5-04, OAC. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Retroactive Approvals for Licensees and Certificate Holders

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board of Nursing July 1, 2010 through August 31, 2010, to the following: registered nurses; licensed practical

nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; temporary dialysis technician certificates; community health workers; and certified medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

Dialysis Technician Training Program

DCI Portsmouth Dialysis Training Program

Action: It was moved by J. Jane McFee, seconded by Roberta Stokes, that the Board re-approve DCI Portsmouth Dialysis Technician Training Program in accordance with Rule 4723-23-07, OAC, as a dialysis technician training program for a period of two years effective September 23, 2010. Motion adopted by unanimous vote of the Board members.

Medication Aide Training Programs

Arden Courts of Westlake

Action: It was moved by Anne Barnett, seconded by Maryam Lyon, that the Board re-approve Arden Courts of Westlake Medication Aide Training Program in accordance with Rule 4723-27-07, OAC, for a period of two years effective September 23, 2010. Motion adopted by unanimous vote of the Board members.

Arden Courts of Bath

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board re-approve Arden Courts of Bath Medication Aide Training Program in accordance with Rule 4723-27-07, OAC, for a period of two years effective September 23, 2010. Motion adopted by majority vote of the Board members with Delphenia Gilbert abstaining.

Westminster-Thurber Community

Action: It was moved by Maryam Lyon, seconded by Anne Barnett, that the Board approve Westminster-Thurber Community Medication Aide Training Program in accordance with Rule 4723-27-07, OAC for a period of two years effective September 23, 2010. Motion adopted by unanimous vote of the Board members.

Education Program Curriculum Revision Requests

Southern State Community College Practical Nursing Program

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board approve the curriculum revision submitted by Southern State Community College Practical Nursing Program in accordance with Rule 4723-5-16, OAC. Motion adopted by unanimous vote of the Board members.

Southern State Community College Associate Degree Program

Action: It was moved by Judith Church, seconded by Tracy Ruegg, that the Board approve the curriculum revision submitted by Southern State Community College Associate Degree Nursing Program in accordance with Rule 4723-5-16, OAC. Motion adopted by unanimous vote of the Board members.

EXECUTIVE SESSION

On Thursday September 23, 2010:

Action: It was moved by Patricia Protopapa that the Board go into Executive Session to discuss the appointment, employment, or compensation of a public employee, and discuss pending or imminent court action with legal counsel. Following Executive Session the Board meeting was adjourned and the Board deliberated on cases pending before the Board. Motion adopted by roll call vote.

ADJUDICATION AND COMPLIANCE

Linda Lengefeld, RN applicant, and her legal representative Elizabeth Collis, Esq., addressed the Board on Thursday, September 23, 2010 at 1:00 p.m. regarding Ms. Lengefeld's Hearing Report and Recommendation pending before the Board. Melissa Wilburn, AAG, responded.

Richard Siehl, attorney for Applied Technology Systems, Inc. Job Corps Center Practical Nursing Program, as well Clark Hayes, CEO, addressed the Board on Thursday, September 23, 2010 at 1:20 p.m. regarding the program's Hearing Report and Recommendation pending before the Board. Karen Unver, AAG, responded.

Board Actions

On Friday, September 24, 2010, Bertha Lovelace requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter. Janet Arwood abstained from voting on all disciplinary matters as she was a newly appointed Board member and had not yet had time to review the materials.

NOTICES OF OPPORTUNITY FOR HEARING

On Friday, September 24, 2010, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

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

Duncan, Heather, D. R.N. 327219 (CASE #10-0646); Dia (Cox), Theresa, A. R.N. 230112 (CASE #09-5906); Wilson, Lakeshea, N. TC 1 03072 (CASE #09-6280); Smith, Bianca, L. P.N. 138668 (CASE #10-2851); McGoun, Maureen, M. R.N. 306441 (CASE #10-2822); Jewell, Amy, E. P.N. 121432 (CASE #10-1059); Rakestraw, Darshelle, A. M P.N. 125144 (CASE #09-1123); Marburger, Patricia, A. R.N. 244818 (CASE #10-2479); Roose, Tracy, L. R.N. 264723

(CASE #09-6626); Evanko, Patricia, L. R.N. 158548 (CASE #09-3482); Mistak, Christa, M. P.N. 121233 (CASE #09-3981); Mcrae, Melanie, R.N. 295277 (CASE #09-5718); Gabbard, Michelle, A. P.N. NCLEX (CASE #10-3364); Eyerman, Lajeana, L. P.N. 126636 (CASE #09-0943); Anderson, Arnal, L. R.N. 190481 (CASE #10-2762); Steverding, Michael, E. P.N. 134194 (CASE #10-2250); Whisner, Stacy, L. R.N. 268932, REXEX2 06117 (CASE #10-0712); Wolf, Carrie, E. R.N. 332688 (CASE #09-4302); Rhodes, Jennifer, L. P.N. 108228 (CASE #09-1347); Sonntag, Ann, R.N. 172297 (CASE #09-5008); Martin, Tracie, A. P.N. 131204 (CASE #10-3219); Norwick, Michael, D. R.N. 327585 (CASE #08-3269); Grandison, Lois, A. R.N. 171181 (CASE #09-4746); Dibell, Kimberly, A. R.N. 258408 (CASE #08-2927); Downing, Sharon, L. P.N. 124457 (CASE #10-3405); Dunbar, Michael, D. R.N. 268640 (CASE #10-0710); Bowersock, Jennifer, J. P.N. 118489 (CASE #10-1686); Burns, Ramona, L. P.N. 133343 (CASE #10-1478); Barlett, Christopher, A. R.N. 339330 (CASE #09-3588); Booth, Yvonne, P.N. 112627 (CASE #09-5248); Beall, Courtney, E. R.N. 250816 (CASE #10-3066); Pavish, Ann, E. R.N. 185496 (CASE #10-4050); Cain, Charles, R. P.N. NCLEX (CASE #10-3210); Dascoli, Carrie, J. R.N. 327207 (CASE #10-1760); Whitaker, Shannon, L. P.N. 104805 (CASE #09-0803); Smith, Jackie, A. P.N. NCLEX (CASE #10-3136); Scolaro, Megan, E. P.N. 131141 (CASE #10-0320); Strack, Jamie, K. P.N. NCLEX (CASE #10-3209); Williams, Roderick, L. R.N. endorse (CASE #10-3005); Auburn Career College Practical Nursing Program (CASE #10-3870); Liggett-Prendergrass, Marthe, A. P.N. 081903 (CASE #09-3895); Rothrock, Robert, K. R.N. 274634, COA 06579 (CASE #09-3022); Yost, Andrea, P.N. 125567 (CASE #10-0085); Lampkins, Brandon, D. P.N. NCLEX (CASE #10-3741); Nicholson, Sheryl, R.N. 258412 (CASE #10-1543); and Porter, Diane, L. P.N. NCLEX (CASE #10-3525).

Patricia Protopapa abstained on Barlett, Christopher, A. R.N. 339330 (CASE #09-3588) and Dascoli, Carrie, J. R.N. 327207 (CASE #10-1760) only.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2010 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICE FOR OPPORTUNITY

Action: It was moved by Melissa Meyer, seconded by Tracy Ruegg, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Reinke, Patrick, P.N. 110714 (CASE #10-2878); Voelker, Cynthia, A. R.N. 323667 (CASE #10-0097); Slaton, Vickie, R. R.N. 149709 (CASE #09-4104); Smith, Brenda, L. R.N. 319034 (CASE #10-0386); Klekar, Kathrine, Y. P.N. 112293 (CASE #09-5348); Ahmed, Lucille, M. R.N. 272898 (CASE #10-0242); and Ussery, Jennifer, R. R.N. 339792 (CASE #09-3797).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2010 Board Meeting.

POST IMMEDIATE SUSPENSION NOTICE AND OPPORTUNITY FOR HEARING

Action: It was moved by Patricia Protopapa, seconded by Tracy Ruegg, that the Board issue a notice of opportunity for hearing for violations of Chapter 4723 ORC, for the following case(s):

Turner, Kimberley, L. R.N. 261177 (CASE #10-0142); Olinger, Brandy, L. R.N. 344318 (CASE #10-0784); Ferguson, Temika, R. P.N. 127587 (CASE #10-0312); Butler, David, A. R.N. 233627 (CASE #10-2923); Belt, Christy, L. R.N. 257384 (CASE #10-2096); Pilarczyk, Jami, N. R.N. 345247 (CASE #09-6356); Kish, Megan, P.N. 116448 (CASE #10-1630); Eyster, Tonya, P.N. 111398 (CASE #09-6010); Constantino, William, P.N. 119595 (CASE #09-6012); and Rako, Laura, L. R.N. 277663 (CASE #09-5785).

Motion adopted by majority vote of the Board members with Anne Barnett abstaining.

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

Complete copies of the Post Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2010 Board Meeting.

WITHDRAWAL OF NOTICE OF OPPORTUNITY FOR HEARING

Action: It was moved by Maryam Lyon, seconded Judith Church, that the Board withdraw the Notice of Opportunity for Hearing issued by the Board on September 28, 2009 for Rothrock, Robert, K R.N. 274634 (CASE #09-3022b);

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

AUTOMATIC SUSPENSIONS AND NOTICE FOR OPPORTUNITY

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

Gradisher, Beth, L. P.N. 081472 (CASE #10-2715); Thomas, Debra, A. R.N. 308195 (CASE #10-2683); McCoy, Judith, D. P.N. 113812 (CASE #10-2681); Gibson, Lynn, D. R.N. 280641 (CASE #10-2679); Yozwiak, Valerie, L. R.N. 265455 (CASE #10-3375); Young, Christopher, M. P.N. 122557 (CASE #10-3503); Weaver, Monica, J. P.N. 105784 (CASE #10-2716); Motley, Jessica, P.N. 112463 (CASE #10-2972); Brickman, Laura, A. R.N. 318002 (CASE #10-2771); Adkins, Amy, M. R.N. 317985 (CASE #10-2678); Cowdrey, Julie, M. P.N. 106337 (CASE #10-4073); Hill, Deborah, L. R.N. 290860 (CASE #10-3647); Mikula, Michael, A. R.N. 181111 (CASE #10-2787); Rosemeyer, Annette, M. R.N. 304199 (CASE #10-3847); Barger, Michelle, S. P.N. 090669 (CASE #10-2682); and Specht, Barbara, P.N. 068755 (CASE #10-2980).

Patricia abstained on Mikula, Michael, A. R.N. 181111 (CASE #10-2787) only.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2010 Board Meeting.

TEMPORARY SUSPENSIONS AND NOTICE OF OPPORTUNITY

Action: It was moved by J. Jane McFee, seconded by Johnnie Maier, that the Board issue a Notice of Temporary Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following:

Mullen, Karen, E R.N. 259485 (CASE #10-3505).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

A complete copy of the Temporary Suspension and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2010 Board Meeting.

SUMMARY SUSPENSION

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that the Board Summarily Suspend the license and issue a notice of opportunity for hearing for violations of Chapter 4723. ORC retroactive to the date that it was issued, August 2, 2010, to Jones, Nicole, B. P.N. 138663 (CASE #10-3215), due to the fact there is clear and convincing evidence that continued practice by Ms. Jones presents a danger of immediate and serious harm to the public.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board Summarily Suspend the license and issue a notice of opportunity for hearing for violations of Chapter 4723. ORC retroactive to the date that it was issued, September 8, 2010, to Shepherd, Stephanie, B. R.N. 294229 (CASE #10-2717), due to the fact there is clear and convincing evidence that continued practice by Ms. Shepherd presents a danger of immediate and serious harm to the public.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

MISCELLANEOUS MOTION

Action: It was moved by Maryam Lyon, seconded by Melissa Meyer, that the Board deny Blenda James' request to withdraw her renewal application filed on August 28, 29. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

SURRENDERS

Permanent Voluntary Surrender

Action: It was moved by Delphenia Gilbert, seconded by Judith Church, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Truman, Stacy, L. R.N. 319722 (CASE #10-3827); Huffman, Linda, S. P.N. 056022 (CASE #09-3490);

Motion adopted majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Complete copies of the Permanent Voluntary Surrenders shall be maintained in

the exhibit book for the September 2010 Board Meeting.

Voluntary Non-Permanent Withdrawal of Endorsement Application

Action: It was moved by Melissa Meyer, seconded by Maryam Lyon, that the Board accept the Voluntary Non-Permanent Withdrawal of Application for Licensure by Endorsement for the following case(s):

Renz, Amanda, K. R.N. endorse (CASE #10-0872)

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

A complete copy of the Voluntary Non-Permanent Withdrawal of Application for Licensure by Examination shall be maintained in the exhibit book for the September 2010 Board Meeting.

Voluntary Permanent Withdrawal of Endorsement application

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that the Board accept the Voluntary Permanent Withdrawal of Application for Licensure by Endorsement for the following case(s):

Hale, Vicki, L. R.N. endorse (CASE #09-2794)

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

A complete copy of the Voluntary Permanent Withdrawal of Application for Licensure by Endorsement shall be maintained in the exhibit book for the September 2010 Board Meeting.

VOLUNTARY RETIREMENTS

Action: It was moved by Delphenia Gilbert, seconded by Patricia Protopapa, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following:

Page, Sandra, J. R.N. 136383 (CASE #10-1126) and Chase, Sandra, K. P.N. 084042 (CASE #09-0951).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Complete Copies of the Voluntary Retirements shall be maintained in the exhibit book for the September 2010 Board Meeting.

CONSENT AGREEMENTS

On Friday, September 24, 2010, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members.

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

Gill, Debra, D. R.N. 264270 (CASE #10-1560); Robertson, Sabrina, Y. P.N. endorse (CASE #10-2903); Sexton, Jennifer, L. R.N. endorse (CASE #10-2567); Hines, Cassandra, A. P.N. 087163 (CASE #09-4698); Heuser, Melody, L. P.N. 134766 (CASE #10-2708); Bragg, Stephanie, M. R.N. 296509 (CASE #10-2865); Lumpkins, Tonya, R. R.N. endorse (CASE #10-2655); Miller, Valerie, S. R.N. 129286 (CASE #06-1897); Dombrowski, Margaret, G. P.N. 042420 (CASE #08-0582); Ferron, Theresa, L. P.N. 052933 (CASE #10-2966); Stormer-Washington, Gloria, R.N. 319042 (CASE #07-4068); Beetler, Allison, M. R.N. 266166 (CASE #09-3608); Blazeff, Susan, D. P.N. 101772 (CASE #09-4089); DeLimpo, Valerie, K. R.N. 269816 (CASE #10-0023); Diliberto, Alexandra, A. R.N. 349425 (CASE #10-0072); Zimmer, Emily, I. P.N. 121470 (CASE #09-4322); Gomoll, Melissa, D. R.N. 327965 (CASE #09-5690); Hart, Alisha, P.N. 127733 (CASE #08-1015); Higgins, Daniel, R.N. 341356 (CASE #10-0226); Maxwell, Jenny, S. P.N. 111411 (CASE #10-1550); Petrocelli, Jacqueline, M. R.N. 196391 (CASE #09-6196); Roberts, Lottie, P.N. 067053 (CASE #09-3710); Robilotta, Carol, J. P.N. NCLEX (CASE #10-2564); Stuckman, Kelly, J. P.N. NCLEX (CASE #10-1968); Williams, Susan, A. R.N. 293485 (CASE #08-3369); Elbert, Mary, E. R.N. 329016 (CASE #08-1722); Bryant, Timara, P.N. 113173 (CASE #10-2880); Carroll, Nicholas, S. P.N. 120537 (CASE #08-3052); Irwin, Nicole, E. P.N. 106149 (CASE #09-2729); Leidy, Jared, A. P.N. NCLEX (CASE #09-6353); Rice, Lisa, A. D.T. 02883 (CASE #10-0135); Sayer, Mary, L. R.N. 289791 (CASE #10-0812); Stanley, Michael, A. P.N. 127069 (CASE #08-3393); Thompson, Elaine, M. R.N. endorse (CASE #10-2456); Withrow, Megan, N. P.N. 139074 (CASE #10-2982); Ward, Susan, L. P.N. 078080 (CASE #10-3618); Bennett, Marie, L. P.N. NCLEX (CASE #09-4620); Miller, Meighan, A. R.N. NCLEX (CASE #10-2334); Hartley, Kathleen, M. A R.N. 213729 (CASE #10-2981); Ruza, Denise, L. R.N. 255608 (CASE #09-3753); Queen, Connie, S. P.N. 065185 (CASE #10-2427); Galik, Tammy, S. P.N. endorse (CASE #10-2902); Evans, Cathy, A. R.N. 258731 (CASE #09-2362); McSheffery, Cheri, L. R.N. 228806 (CASE #10-0309); McGee, Aishia, M. P.N. 127122 (CASE #10-0315); Doles, Nola, A-E R.N. 260349 (CASE #10-1876); Speers, Brian, C. P.N. 116759 (CASE #10-0598); McMannis, Tanaya, M. P.N. 110082 (CASE #09-0879); Fessler, Adam, R. P.N. 136322 (CASE #10-1547); Bockmiller, Nicholas, M. P.N. NCLEX (CASE #10-2896); Bolar, Chastity, L. P.N. 133047 (CASE #09-6340); Boyajian, Julia, L. R.N. 338697 (CASE #09-5838); Cornelius, Debra, L. P.N. 086688 (CASE #09-2560); Egan, Suzanne, R. R.N. 210827 (CASE #10-2967); Evans, Jill, M. R.N. 222273 (CASE #10-0614); Gabehart, Travis, T. P.N. 133410

(CASE #09-3024); Hobbs, Myron, D. P.N. NCLEX (CASE #10-2844); Ivie, Melinda, P.N. 113615 (CASE #10-3374); Jackson, Vanessa, L. P.N. NCLEX (CASE #10-3351); Johnson, Daniel, J. R.N. NCLEX (CASE #09-5569); Kauffman, Whitney, M. R.N. NCLEX (CASE #10-1198); Majors, Janet, K. R.N. 162374 (CASE #09-5607); McBride, Jodi, R. R.N. NCLEX (CASE #10-1669); Miller, Christine, E. R.N. 327156 (CASE #09-5811); Musick, Allie, N. R.N. NCLEX (CASE #10-3006); Nelson, Gerald, E. R.N. 124057, COA 01118 (CASE #10-2664); Ray, Adrienne, A. R.N. 335679 (CASE #10-1925); Schuster, Rachel, M. P.N. 127697 (CASE #10-2417); Six-Likens, Kimberly, R.N. 285180 (CASE #10-1937); Stokes, Jodi, A. R.N. 265023 (CASE #09-3796); Tully, Jessica, E. R.N. 320535 (CASE #10-1371); Whitmore, Irvin, D. P.N. NCLEX (CASE #10-0167); Windon, Julie, A. R.N. 253717 (CASE #10-2100); Yanke, Gordon, C. P.N. 116001 (CASE #09-5249); Bender, Megan, I. R.N. NCLEX (CASE #10-2218); Burgett, April, M. R.N. NCLEX, P.N. 101799 (CASE #10-3679); Ewing, Cushana, N. P.N. NCLEX (CASE #10-2691); Hale, Karin, F. R.N. 144858 (CASE #10-4161); Hans, Lisa, K. R.N. 243730 (CASE #10-3853); Koenig, Robert, J. P.N. 096197 (CASE #10-0251); Leasure, Katrina, M. R.N. 344045 (CASE #10-0489); Lekutis, Yvonne, M. R.N. 267586 (CASE #10-1746); Logan, Courtney, A. R.N. 328430 (CASE #10-3652); O'Flanagan, Timothy, F. R.N. NCLEX (CASE #10-3353); Reynolds, Linda, M. R.N. 240923 (CASE #10-3857); Short, Paula, F. R.N. 283101, COA 08849 (CASE #10-3848); Struna, Kathryn, M. R.N. 240855 (CASE #10-3756); Swafford, Cynthia, A. P.N. NCLEX (CASE #10-3362); Wiget, Lisa, A. P.N. NCLEX (CASE #10-2897); Lindsey, Syrita, M. R.N. 283547 (CASE #09-4061); and Riffle-Roderus, Amber, D. R.N. 276054, P.N. 098884 (CASE #09-2735).

Judith Church abstained on the following cases only: Williams, Susan, A. R.N. 293485 (CASE #08-3369); Fessler, Adam, R. P.N. 136322 (CASE #10-1547); and Whitmore, Irvin, D. P.N. NCLEX (CASE #10-0167). Bertha Lovelace abstained on Higgins, Daniel, R.N. 341356 (CASE #10-0226) only. Janet Arwood and Anne Barnett abstained from voting on all cases. Judith Church voted no on the following cases only: Bragg, Stephanie, M. R.N. 296509 (CASE #10-2865); Lumpkins, Tonya, R. R.N. endorse (CASE #10-2655); Miller, Valerie, S. R.N. 129286 (CASE #06-1897); Hart, Alisha, P.N. 127733 (CASE #08-1015); Robilotta, Carol, J. P.N. NCLEX (CASE #10-2564); Doles, Nola, A-E R.N. 260349 (CASE #10-1876); McMannis, Tanaya, M. P.N. 110082 (CASE #09-0879); Evans, Jill, M. R.N. 222273 (CASE #10-0614); Gabehart, Travis, T. P.N. 133410 (CASE #09-3024); Ivie, Melinda, P.N. 113615 (CASE #10-3374); Johnson, Daniel, J. R.N. NCLEX (CASE #09-5569); Musick, Allie, N. R.N. NCLEX (CASE #10-3006); Schuster, Rachel, M. P.N. 127697 (CASE #10-2417); Six-Likens, Kimberly, R.N. 285180 (CASE #10-1937); Tully, Jessica, E. R.N. 320535 (CASE #10-1371); Windon, Julie, A. R.N. 253717 (CASE #10-2100); Yanke, Gordon, C. P.N. 116001 (CASE #09-5249); and Lekutis, Yvonne, M. R.N. 267586 (CASE #10-1746). Maryam Lyon voted no on Doles, Nola, A-E R.N. 260349 (CASE #10-1876) only. Johnnie Maier voted no on DeLimpo, Valerie, K. R.N. 269816 (CASE #10-0023) only. J. Jane McFee voted no on the following cases only: DeLimpo, Valerie, K. R.N. 269816 (CASE #10-0023); Irwin, Nicole, E. P.N. 106149 (CASE #09-2729); Doles, Nola, A-E R.N.

260349 (CASE #10-1876); Stokes, Jodi, A. R.N. 265023 (CASE #09-3796); and Yanke, Gordon, C. P.N. 116001 (CASE #09-5249). Tracy Ruegg voted no on the following cases only: DeLimpo, Valerie, K. R.N. 269816 (CASE #10-0023); Diliberto, Alexandra, A. R.N. 349425 (CASE #10-0072); Robilotta, Carol, J. P.N. NCLEX (CASE #10-2564); Doles, Nola, A-E R.N. 260349 (CASE #10-1876); Speers, Brian, C. P.N. 116759 (CASE #10-0598); Windon, Julie, A. R.N. 253717 (CASE #10-2100); and Yanke, Gordon, C. P.N. 116001 (CASE #09-5249). Roberta Stokes voted no on the following cases only: Sexton, Jennifer, L. R.N. endorse (CASE #10-2567); DeLimpo, Valerie, K. R.N. 269816 (CASE #10-0023); Diliberto, Alexandra, A. R.N. 349425 (CASE #10-0072); Elbert, Mary, E. R.N. 329016 (CASE #08-1722); Bryant, Timara, P.N. 113173 (CASE #10-2880); Ewing, Cushana, N. P.N. NCLEX (CASE #10-2691); McMannis, Tanaya, M. P.N. 110082 (CASE #09-0879); and Koenig, Robert, J. P.N. 096197 (CASE #10-0251).

Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the September 2010 Board Meeting.

HEARING EXAMINER REPORT AND RECOMMENDATION

Applied Technology Systems Inc., Job Corps Center Practical Nursing Program, (CASE #10-0002)

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation.

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

The Ohio Board of Nursing hereby ORDERS that **APPLIED TECHNOLOGY SYSTEMS, INC. JOB CORPS CENTER PRACTICAL NURSING PROGRAM (JOB CORPS)** shall remain on conditional approval status for one (1) year until September 22-23, 2011, at which time **JOB CORPS's** status will be reviewed by the Board, pursuant to Section 4723.06(A)(6), ORC.

JOB CORPS is subject to the following terms, conditions, and limitations:

1. **JOB CORPS** shall comply with all of the requirements established in Chapter 4723, ORC, and Chapter 4723-5, OAC, for nursing education programs.
2. **JOB CORPS** shall not expand its operations to any new location prior to September 23, 2011.

3. At least one (1) survey visit of **JOB CORPS** will be conducted, no later than June 15, 2011, in accordance with Rule 4723-5-06, OAC, prior to the Board's consideration of **JOB CORPS's** conditional approval status at the September 2011 Board meeting. **JOB CORPS** agrees that representatives from the Board may conduct announced or unannounced survey visits, including but not limited to, auditing student records, to determine if **JOB CORPS** is complying with the terms and conditions of this Order in addition to meeting and maintaining the requirements of Chapter 4723-5, OAC. **JOB CORPS** agrees to cooperate with all survey visits and ensure that all materials are timely made available to the Board or its representative.
4. **By October 18, 2010, JOB CORPS** shall provide a copy of this Order to all faculty members. **By November 1, 2010, JOB CORPS** shall submit documentation to the Board signed by each faculty member verifying that he or she has received a copy of this Order.
5. **JOB CORPS** is under a continuing duty to provide a copy of this Order to any new faculty member. **JOB CORPS** is also under a continuing duty to submit documentation to the Board signed by the new faculty member verifying that he or she has received a copy of this Order.
6. **By October 18, 2010, JOB CORPS** shall provide written notification to all students that a copy of this Order is available upon request. Such notification shall be displayed in a prominent manner in a common area, such as a student bulletin board, for the duration of this Order. Upon request from a student, **JOB CORPS** shall provide a copy of this Order. Further, **by November 1, 2010, JOB CORPS** shall provide to the Board a copy of the written notification to students; an explanation on how **JOB CORPS** provided the written notification to all students; and an attestation that, when requested, **JOB CORPS** has provided a copy of this Order.
7. **JOB CORPS** is under a continuing duty to provide written notification to all new students that a copy of this Order is available upon request. **JOB CORPS** is also under a continuing duty to submit documentation to the Board attesting that, when requested, **JOB CORPS** has provided a copy of this Order to new students.
8. **By November 1, 2010, JOB CORPS** shall submit to the Board, for review and approval, a draft of notification to every facility with whom it has an affiliation agreement securing clinical experiences for its students, in accordance with Rule 4723-5-17,

OAC. The notification shall inform the facility that **JOB CORPS's** conditional approval status is subject to the terms and conditions of this Order and that this Order is available on the Board's website or will be provided by **JOB CORPS** upon the facility's request. **Within thirty (30) days of receiving Board approval of the notification, JOB CORPS** shall provide the notification to every facility. Further, **within thirty (30) days of providing the notification to every facility, JOB CORPS** shall submit documentation to the Board identifying each facility that has received the Board-approved notification; identifying each facility that requested a copy of this Order; and attesting that, when requested, **JOB CORPS** has provided a copy of this Order to the requestor.

9. **JOB CORPS** is under a continuing duty to provide the Board-approved notification and, upon request, a copy of this Order to any new facility providing clinical experiences for its students, in accordance with Rule 4723-5-17, OAC. **JOB CORPS** is also under a continuing duty to submit documentation to the Board identifying each new facility that has received the Board-approved notification; identifying each facility that requested a copy of this Order; and attesting that, when requested, **JOB CORPS** has provided a copy of this Order to the requestor.
10. **JOB CORPS**, through its administrator, shall submit written progress reports to the Board on or before the following dates: **November 1, 2010, February 1, 2011, May 1, 2011, and August 1, 2011**. The progress reports shall identify any change in the implementation of the program and its effective date, explain the rationale for enacting the change, and describe how the change was implemented. Along with each quarterly report, **JOB CORPS** shall attest that the program is complying with the terms and conditions of this Order in addition to complying with the requirements of Chapter 4723-5, OAC.
11. **JOB CORPS** and its administrator shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to its staff, its students, its applicants for admission, or to the Board or its representatives.
12. **JOB CORPS** shall submit the reports and documentation required by this Order or any other documents required by the Board in order to determine the program's compliance with Chapter 4723-5, OAC, to the attention of the Education Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

13. **JOB CORPS** shall verify that the reports and documentation required by this Order are received in the Board office.
14. In addition to the requirements set forth in Rule 4723-5-09(D)(1), OAC, **JOB CORPS** shall inform the Board within ten (10) business days, in writing, of any change in its administrator.

FAILURE TO COMPLY

If it appears that **JOB CORPS** has violated or breached any terms and conditions of this Order prior to September 22-23, 2011, the Board may issue a Notice of Opportunity for Hearing and propose to withdraw **JOB CORPS's** conditional approval status and deny full approval status in accordance with Chapter 119, ORC. The Board shall notify **JOB CORPS** via certified mail of the specific nature of the charges and the opportunity to request a hearing on the charges.

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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood, Anne Barnett and Delphenia Gilbert abstaining.

Greco, Steven, L R.N. 276308 (CASE #09-2727)

Action: It was moved by Judith Church, seconded by Patricia Protopapa, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation.

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

The Ohio Board of Nursing hereby ORDERS that:

STEVEN LOUIS GRECO's license to practice nursing as a registered nurse in the State of Ohio is hereby **PERMANENTLY REVOKED**.

The Board further Orders **STEVEN LOUIS GRECO** to surrender the frameable wall certificate for his registered nurse license, R.N. #276308, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board with Janet Arwood and Anne Barnett Abstaining.

BOARD HEARING COMMITTEE

Lengefeld, Linda, S R.N. NCLEX (CASE #09-3954)

Action: It was moved by Judith Church, seconded by Delphenia Gilbert, that the Board all of the Findings of Fact and Conclusions of the Board Hearing Committee, and modify the Recommendation in the Board Hearing Committee's Report and Recommendation and ORDERED that **LINDA SUE LENGFELD** be granted a license to practice nursing as a registered nurse in the State of Ohio, after meeting the requirements for licensure, and that **MS. LENGFELD's** license be suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LENGFELD's** license shall be subject to probationary terms, conditions, and limitations for a minimum period of two (2) years and the **PERMANENT PRACTICE RESTRICTIONS** set forth below.

The Board Hearing Committee's Report and Recommendation is modified to require **MS. LENGFELD** to submit documentation that she has met the requirements of the Ohio Chemical Dependency Professionals Board in order to practice as a chemical dependency counselor assistant or as a licensed chemical dependency counselor II rather than reinstatement of **MS. LENGFELD's** certification as a chemical dependency counselor I. The rationale for this modification is that certification as a chemical dependency counselor I has been eliminated.

The Board Hearing Committee's Report and Recommendation is further modified to enable **MS. LENGFELD** to seek approval from the Board or its designee to practice in areas prohibited by the permanent practice restrictions after being released from the probationary terms, conditions, and limitations contained in this Order. The rationale for the modification is that **MS. LENGFELD** has shown remorse and has taken steps to address her prior issues.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

4. **Prior to seeking reinstatement by the Board, MS. LENGFELD** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Boundaries and five (5) hours of Patient Safety.
5. **MS. LENGFELD** shall submit documentation to the Board indicating that she has met the requirements of the Ohio Chemical Dependency Professionals Board to practice as a chemical dependency counselor assistant or as a chemical dependency counselor II.

Monitoring

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

Reporting Requirements of MS. LENGFELD

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

11. **MS. LENGFELD** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
12. **MS. LENGFELD** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. LENGFELD** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. LENGFELD** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. LENGFELD** shall notify the Board.
4. **MS. LENGFELD** 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. LENGFELD** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

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

Reporting Requirements of MS. LENGFELD

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

Permanent Practice Restrictions

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

engage **MS. LENGFELD** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

After **MS. LENGFELD** has been released from the probationary terms, conditions, and limitations contained in this Order, **MS. LENGFELD** may request, in writing, approval from the Board or its designee to practice in area(s) prohibited by the permanent practice restrictions identified above.

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. LENGFELD** has complied with all aspects of this Order; and (2) the Board determines that **MS. LENGFELD** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. LENGFELD** and review of the reports as required herein. Any period during which **MS. LENGFELD** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood, Anne Barnett, Bertha Lovelace, Johnnie Maier, J. Jane McFee and Patricia Prototapa abstaining.

Eubanks, Catherine, A R.N. 159174 (CASE #08-4103)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact, Conclusions of the Board Hearing

Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation. Upon this Report and Recommendation, and upon the approval and confirmation by vote of the Board on the above date, the Ohio Board of Nursing ORDERS that that **CATHERINE A. EUBANKS's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time, but not less than one (1) year, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. EUBANKS's** license shall be subject to probationary terms, conditions, and limitations for a minimum period of one (1) year.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EUBANKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EUBANKS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to seeking reinstatement by the Board, MS. EUBANKS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. EUBANKS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. EUBANKS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to seeking reinstatement by the Board, MS. EUBANKS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Documentation and ten (10) hours of Medication Administration.

Monitoring

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

MS. EUBANKS shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. EUBANKS**.

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

Reporting Requirements of MS. EUBANKS

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

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

DURATION

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

Following reinstatement, MS. EUBANKS shall be subject to the following probationary terms, conditions, and limitations for a minimum period of one (1) year.

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

Monitoring

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

Twelve Step program, and **MS. EUBANKS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. EUBANKS** shall notify the Board.
11. **MS. EUBANKS** 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. EUBANKS** shall provide her employer(s) with a copy of this Order, the Notice of Immediate Suspension and Opportunity for Hearing, and the Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, the Notice of Immediate Suspension and Opportunity for Hearing, and the Notice of Opportunity for Hearing, including the date they were received. Further, **MS. EUBANKS** is under a continuing duty to provide a copy of this Order, the Notice of Immediate Suspension and Opportunity for Hearing, and the Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. EUBANKS

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. EUBANKS** has complied with all aspects of this Order; and (2) the Board determines that **MS. EUBANKS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. EUBANKS** and review of

the reports as required herein. Any period during which **MS. EUBANKS** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood, Anne Barnett Bertha Lovelace, Johnnie Maier and Patricia Protopapa abstaining.

NO REQUEST FOR HEARING

Fountain, Robin, M. P.N. 134764 (CASE #10-0444)

Action: It was moved by J. Jane McFee, seconded by Melissa Meyer, that upon consideration of the charges stated against **ROBIN M. FOUNTAIN** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. FOUNTAIN** 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. The Ohio Board of Nursing ORDERS that **MS. FOUNTAIN'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **ROBIN M. FOUNTAIN** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #134764, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Cisco, Ann, M. R.N. 224789 (CASE #08-1836)

Action: It was moved by Maryam Lyon, seconded by Judith Church, that upon consideration of the charges stated against **ANN M. CISCO** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CISCO** 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. The Ohio Board of Nursing ORDERS that **MS. CISCO'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **ANN M. CISCO** to surrender her frameable wall certificate for her registered nurse license, R.N. #224789, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Bailey, Mary, F. R.N. 297360 (CASE #09-3043)

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that upon consideration of the charges stated against **MARY FRANCES BAILEY** in the September 25, 2009 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BAILEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. BAILEY'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **MARY FRANCES BAILEY** to surrender her frameable wall certificate for her registered nurse license, R.N. #297360, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Britton, Shannon, R.N. 334742 (CASE #09-5694)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **SHANNON SUE BRITTON** in the May 21, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BRITTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. BRITTON'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **SHANNON SUE BRITTON** to surrender her frameable wall certificate for her registered nurse license, R.N. #334742, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Sorgen, Tarah, J. P.N. 114338 (CASE #10-0133)

Action: It was moved by Tracy Ruegg, seconded by Delphenia Gilbert, that upon consideration of the charges stated against **TARAH J. SORGEN** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SORGEN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. SORGEN's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SORGEN** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **MS. SORGEN** 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.**

- SORGEN's** history. **MS. SORGEN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. SORGEN** shall abstain completely from the use of alcohol.
 7. **Prior to seeking reinstatement by the Board, MS. SORGEN** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SORGEN** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. SORGEN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SORGEN's** license, and a statement as to whether **MS. SORGEN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. SORGEN** 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. SORGEN's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. SORGEN** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SORGEN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SORGEN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SORGEN's** history.
 10. Within thirty (30) days prior to **MS. SORGEN** initiating drug screening, **MS. SORGEN** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS.**

SORGEN.

11. After initiating drug screening, **MS. SORGEN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SORGEN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. SORGEN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SORGEN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to seeking reinstatement by the Board, MS. SORGEN** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. SORGEN** shall provide the psychiatrist with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SORGEN's** license, and a statement as to whether **MS. SORGEN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. SORGEN** 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. SORGEN's** license.

Reporting Requirements of MS. SORGEN

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

17. **MS. SORGEN** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
18. **MS. SORGEN** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
19. **MS. SORGEN** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
20. **MS. SORGEN** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. SORGEN** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

3. **MS. SORGEN** 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. SORGEN's** history. **MS. SORGEN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SORGEN** shall abstain completely from the use of alcohol.

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. SORGEN** shall notify the Board.
11. **MS. SORGEN** 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. SORGEN** shall provide her employer(s) with a copy of this Order and Notice of Automatic Suspension

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

Reporting Requirements of MS. SORGEN

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

Permanent Narcotic Restriction

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

narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. SORGEN** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. SORGEN** has complied with all aspects of this Order; and (2) the Board determines that **MS. SORGEN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SORGEN** and review of the reports as required herein. Any period during which **MS. SORGEN** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Klein, Mary, R. R.N. 249257 (CASE #09-4517)

Action: It was moved by Melissa Meyer, seconded by Maryam Lyon, that upon consideration of the charges stated against **MARY RAINE KLEIN** in the November 20, 2009 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. KLEIN** 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. The Ohio Board of Nursing ORDERS that **MS. KLEIN'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **MARY RAINE KLEIN** to surrender her frameable wall certificate for her registered nurse license, R.N. #249257, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Yelton, Evelyn, C. P.N. 121951 (CASE #09-4790)

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that upon consideration of the charges stated against **EVELYN C. YELTON** in the November 20, 2009 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. YELTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. YELTON'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **EVELYN C. YELTON** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #121951, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Starks, Rhoda, J. R.N. 199763 (CASE #09-2993)

Action: It was moved Tracy Ruegg, seconded by Maryam Lyon, that upon consideration of the charges stated against **RHODA J. STARKS** in the February 11, 2010 Notice of Immediate Suspension and Opportunity for Hearing, and the March 19, 2010 Notice of Opportunity for Hearing (“the Notices”) and evidence supporting the charges, the Board finds that **MS. STARKS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. STARKS’s** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STARKS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. STARKS** 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.**

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

5. **MS. STARKS** shall abstain completely from the use of alcohol.
6. **Prior to seeking reinstatement by the Board, MS. STARKS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. STARKS** shall provide the chemical dependency professional with a copy of this Order and Notices. Further, **MS. STARKS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STARKS's** license, and a statement as to whether **MS. STARKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. STARKS** 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. STARKS's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. STARKS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. STARKS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. STARKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STARKS's** history.
9. Within thirty (30) days prior to **MS. STARKS** initiating drug screening, **MS. STARKS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS.**

STARKS.

10. After initiating drug screening, **MS. STARKS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. STARKS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. STARKS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. STARKS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to seeking reinstatement by the Board, MS. STARKS** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. STARKS** shall provide the psychiatrist with a copy of this Order and Notices and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STARKS's** license, and a statement as to whether **MS. STARKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MS. STARKS** 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. STARKS's** license.
14. Prior to seeking reinstatement by the Board, **MS. STARKS** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. STARKS's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. STARKS's** comprehensive physical examination and with a comprehensive assessment regarding **MS. STARKS's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. STARKS** shall provide the Board approved physician with a copy of this Order and the Notices. Further, **MS. STARKS** shall execute releases to permit the Board approved physician performing the comprehensive

physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STARKS's** license to practice, and stating whether **MS. STARKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

15. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physician examination and assessment as a basis for additional terms, conditions, and limitations on **MS. STARKS's** license.

Reporting Requirements of MS. STARKS

16. **MS. STARKS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
17. **MS. STARKS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
18. **MS. STARKS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. **MS. STARKS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
20. **MS. STARKS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
21. **MS. STARKS** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. STARKS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. STARKS** shall notify the Board.
11. **MS. STARKS** 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. STARKS** shall provide her employer(s) with a copy of this Order and Notices and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notices, including the date they were received. Further, **MS. STARKS** is under a continuing duty to provide a copy of this Order and Notices to any new employer prior to accepting employment.

Reporting Requirements of MS. STARKS

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. STARKS** has complied with all aspects of this Order; and (2) the Board determines that **MS. STARKS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. STARKS** and review of the reports as required herein. Any period during which **MS. STARKS** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Tucker, Kristyn, E. P.N. 108861 (CASE #09-1682)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the charges stated against **KRISTYN ELIZABETH TUCKER** in the March 19, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. TUCKER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. TUCKER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. TUCKER** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to seeking reinstatement by the Board, MS. TUCKER** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to seeking reinstatement by the Board, MS. TUCKER** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, eight (8) hours of Ethics, and four (4) hours of Critical Thinking.
5. **Prior to seeking reinstatement by the Board, MS. TUCKER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TUCKER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. TUCKER** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Reporting Requirements of MS. TUCKER

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

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

DURATION

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

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

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MS. TUCKER** shall notify the Board.
4. **MS. TUCKER** 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. TUCKER** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. TUCKER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. TUCKER

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

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. TUCKER** has complied with all aspects of this Order; and (2) the Board determines that **MS. TUCKER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TUCKER** and review of the reports as required herein. Any period during which **MS. TUCKER** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Evans, Sherry, P.N. 081690 (CASE #09-5350)

Action: It was moved by J. Jane McFee, seconded by Johnnie Maier, that upon consideration of the charges stated against **SHERRY ANN EVANS** in the March 19, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. EVANS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. EVANS'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED.**

The Board further Orders **SHERRY ANN EVANS** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #081690, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Tackett, Laurie, N. R.N. 313023 (CASE #10-0568)

Action: It was moved by Delphenia Gilbert, seconded by Patricia Protopap, that upon consideration of the charges stated against **LAURIE TACKETT** in the March 19, 2010 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. TACKETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. TACKETT's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. TACKETT** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

- practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. TACKETT**.
11. After initiating drug screening, **MS. TACKETT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. TACKETT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of six (6) months immediately prior to seeking reinstatement, MS. TACKETT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. TACKETT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to seeking reinstatement by the Board, MS. TACKETT** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. TACKETT** shall provide the psychiatrist with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TACKETT's** license, and a statement as to whether **MS. TACKETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 14. **MS. TACKETT** 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. TACKETT's** license.

Reporting Requirements of MS. TACKETT

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

16. **MS. TACKETT** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
17. **MS. TACKETT** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
18. **MS. TACKETT** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
19. **MS. TACKETT** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
20. **MS. TACKETT** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. TACKETT** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. TACKETT** shall notify the Board.

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

Reporting Requirements of MS. TACKETT

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. TACKETT** has complied with all aspects of this Order; and (2) the Board determines that **MS. TACKETT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TACKETT** and review of the reports as required herein. Any period during which **MS. TACKETT** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Peters, Mary, S. R.N. 203118 (CASE #09-3787)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **MARY SUSAN PETERS** in the March 19, 2010 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PETERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. PETERS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years retroactive to the date **MS. PETERS** placed her license on inactive status, July 16, 2009, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PETERS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

PETERS shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. PETERS**.

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

Reporting Requirements of MS. PETERS

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

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

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. PETERS** shall notify the Board.
11. **MS. PETERS** 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. PETERS** shall provide her employer(s) with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received. Further, **MS. PETERS** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. PETERS

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

14. **MS. PETERS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. PETERS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. PETERS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. PETERS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PETERS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MS. PETERS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

MS. PETERS shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PETERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PETERS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PETERS** and review of the reports as required herein. Any period during which **MS. PETERS** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Robinson, Amber, D. P.N. 115347 (CASE #10-0900)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **AMBER DAWN ROBINSON** in the March 19, 2010 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. ROBINSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing **ORDERS** that **MS. ROBINSON's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ROBINSON** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ROBINSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ROBINSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to seeking reinstatement by the Board, MS. ROBINSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to seeking reinstatement by the Board, MS. ROBINSON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules and five (5) hours of Ethics.
5. **Prior to seeking reinstatement by the Board, MS. ROBINSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ROBINSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ROBINSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

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

MS. ROBINSON shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. ROBINSON**.

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

Reporting Requirements of MS. ROBINSON

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

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

DURATION

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

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

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

Monitoring

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

Twelve Step program, and **MS. ROBINSON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. ROBINSON** shall notify the Board.
11. **MS. ROBINSON** 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. ROBINSON** shall provide her employer(s) with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received. Further, **MS. ROBINSON** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. ROBINSON

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

prevailing standards of safe nursing practice.

14. **MS. ROBINSON** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. ROBINSON** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. ROBINSON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. ROBINSON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. ROBINSON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MS. ROBINSON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. ROBINSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. ROBINSON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ROBINSON** and review of the reports as required herein. Any period during which **MS. ROBINSON** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Kilpatrick, Jane, R.N. 322138 (CASE #09-4385)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **JANE G. KILPATRICK** in the September 25, 2009 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. KILPATRICK** 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. The Ohio Board of Nursing ORDERS that **MS. KILPATRICK'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **JANE G. KILPATRICK**, to surrender her frameable wall certificate for her registered nurse license, R.N. #322138, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Hresko, Joy, A. R.N. 216919 (CASE #09-6283)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **JOY A. HRESKO** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HRESKO** 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. The Ohio Board of Nursing ORDERS that **MS. HRESKO'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **JOY A. HRESKO** to surrender her frameable wall certificate for her registered nurse license, R.N. #216919, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Calkins, Mark, D. P.N. 070617 (CASE #09-6601)

Action: It was moved by Judith Church, seconded by Delphenia Delphenia Gilbert, that upon consideration of the charges stated against **MARK D. CALKINS** in the May 21, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. CALKINS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. CALKINS's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. CALKINS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. CALKINS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to seeking reinstatement by the Board, MR. CALKINS** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to seeking reinstatement by the Board, MR. CALKINS** shall submit satisfactory documentation of his compliance with all conditions imposed in Hamilton County Municipal Court Case Number C/09/CRB/40965.
5. **Prior to seeking reinstatement by the Board, MR. CALKINS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. CALKINS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. CALKINS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

6. **MR. CALKINS** 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. CALKINS's** history. **MR. CALKINS** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MR. CALKINS** shall abstain completely from the use of alcohol.
8. **Prior to seeking reinstatement by the Board, MR. CALKINS** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. CALKINS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MR. CALKINS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. CALKINS's** license, and a statement as to whether **MR. CALKINS**

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

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

14. **Prior to seeking reinstatement by the Board, MR. CALKINS** shall, at his own expense, obtain a comprehensive evaluation by a psychiatrist who is certified by the American Board of Medical Specialties in Addiction Psychiatry and who is approved in advance by the Board. **MR. CALKINS** shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. CALKINS** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. CALKINS's** license, and a statement as to whether **MR. CALKINS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
15. **MR. CALKINS** 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 **MR. CALKINS's** license.

Reporting Requirements of MR. CALKINS

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

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

DURATION

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

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

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

Monitoring

3. **MR. CALKINS** 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. CALKINS's** history. **MR. CALKINS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. CALKINS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MR. CALKINS** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. CALKINS** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. CALKINS's** history.
6. **MR. CALKINS** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a

Twelve Step program, and **MR. CALKINS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. CALKINS** shall notify the Board.
11. **MR. CALKINS** 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. CALKINS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MR. CALKINS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MR. CALKINS

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

prevailing standards of safe nursing practice.

14. **MR. CALKINS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MR. CALKINS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MR. CALKINS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. CALKINS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. CALKINS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. CALKINS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. CALKINS** has complied with all aspects of this Order; and (2) the Board determines that **MR. CALKINS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. CALKINS** and review of the reports as required herein. Any period during which **MR. CALKINS** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Moore, Darryl, S. P.N. 103082 (CASE #10-0130)

Action: It was moved by J. Jane McFee, seconded by Johnnie Maier, that upon consideration of the charges stated against **DARRYL MOORE** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. MOORE** 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. The Ohio Board of Nursing ORDERS that **MR. MOORE'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **DARRYL MOORE** to surrender his frameable wall certificate for his licensed practical nurse license, P.N. #103082, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood, Anne Barnett and Patricia Protopapa abstaining.

Knechtges, Lynn, M. R.N. 286071 (CASE #09-4830)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **LYNN KNECHTGES** in the March 30, 2010 Notice of Immediate Suspension and Opportunity for Hearing and the May 21, 2010 Notice of Opportunity for Hearing (“the Notices”), and evidence supporting the charges, the Board finds that **MS. KNECHTGES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. KNECHTGES’s** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KNECHTGES** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. KNECHTGES** 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. KNECHTGES’s** history. **MS. KNECHTGES** shall self-administer the prescribed drugs only in the manner prescribed.

5. **MS. KNECHTGES** shall abstain completely from the use of alcohol.
6. **Prior to seeking reinstatement by the Board, MS. KNECHTGES** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. KNECHTGES** shall provide the chemical dependency professional with a copy of this Order and Notices. Further, **MS. KNECHTGES** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KNECHTGES's** license, and a statement as to whether **MS. KNECHTGES** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. KNECHTGES** 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. KNECHTGES's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. KNECHTGES** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. KNECHTGES's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. KNECHTGES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KNECHTGES's** history.
9. Within thirty (30) days prior to **MS. KNECHTGES** initiating drug screening, **MS. KNECHTGES** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. KNECHTGES**.

10. After initiating drug screening, **MS. KNECHTGES** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. KNECHTGES** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. KNECHTGES** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. KNECHTGES** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to seeking reinstatement by the Board, MS. KNECHTGES** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. KNECHTGES** shall provide the psychiatrist with a copy of this Order and Notices and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KNECHTGES's** license, and a statement as to whether **MS. KNECHTGES** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MS. KNECHTGES** 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. KNECHTGES's** license.

Reporting Requirements of MS. KNECHTGES

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

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

17. **MS. KNECHTGES** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. KNECHTGES** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. KNECHTGES** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. KNECHTGES** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

3. **MS. KNECHTGES** 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. KNECHTGES's** history. **MS. KNECHTGES** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. KNECHTGES** shall abstain completely from the use of alcohol.

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. KNECHTGES** shall notify the Board.
11. **MS. KNECHTGES** 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. KNECHTGES** shall provide her employer(s) with a copy of this Order and Notices and shall have her

employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notices, including the date they were received. Further, **MS. KNECHTGES** is under a continuing duty to provide a copy of this Order and Notices to any new employer prior to accepting employment.

Reporting Requirements of MS. KNECHTGES

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

Permanent Narcotic Restriction

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

medication carts, cabinets, drawers, or containers. **MS. KNECHTGES** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. KNECHTGES** has complied with all aspects of this Order; and (2) the Board determines that **MS. KNECHTGES** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. KNECHTGES** and review of the reports as required herein. Any period during which **MS. KNECHTGES** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Roscoe, Aimee, J. P.N. 105226 (CASE #09-4696)

Action: It was moved by Judith Church, seconded by Maryam Lyon, that upon consideration of the charges stated against **AIMEE JOANNE ROSCOE** in the March 30, 2010 Notice of Immediate Suspension and Opportunity for Hearing, and the May 21, 2010 Notice of Opportunity for Hearing (“the Notices”), and evidence supporting the charges, the Board finds that **MS. ROSCOE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices. The Ohio Board of Nursing ORDERS that **MS. ROSCOE’S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **AIMEE JOANNE ROSCOE** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #105226, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Walsh, Meadow, D. P.N. 120199 (CASE #08-0146)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **MEADOW WALSH** in the February 16, 2010 Notice of Immediate Suspension and Opportunity for Hearing, and the March 19, 2010 Notice of Opportunity for Hearing (“the Notices”), and evidence supporting the charges, the Board finds that **MS. WALSH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. WALSH’s** license to practice nursing as a licensed practical nurse is hereby suspended until at least March 2011, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WALSH** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Monitoring

4. **MS. WALSH** 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. WALSH's** history. **MS. WALSH** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. WALSH** shall abstain completely from the use of alcohol.
6. **Prior to seeking reinstatement by the Board, MS. WALSH** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. WALSH** shall provide the chemical dependency professional with a copy of this Order and Notices. Further, **MS. WALSH** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WALSH's** license, and a statement as to whether **MS. WALSH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. WALSH** 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. WALSH's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. WALSH** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WALSH's** initiation of drug screening, refusal to submit such specimen, or failure to submit such

- specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WALSH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WALSH's** history.
9. Within thirty (30) days prior to **MS. WALSH** initiating drug screening, **MS. WALSH** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. WALSH**.
 10. After initiating drug screening, **MS. WALSH** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. WALSH** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. WALSH** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WALSH** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WALSH

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

required by this Order shall be made to the Compliance Unit of the Board.

16. **MS. WALSH** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. WALSH** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. WALSH** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

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

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

Treating Practitioners and Reporting

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

Employment Conditions

9. Prior to accepting employment as a nurse, each time with every employer, **MS. WALSH** shall notify the Board.
10. **MS. WALSH** 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. WALSH** shall provide her employer(s) with a copy of this Order and Notices and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notices, including the date they were received. Further, **MS. WALSH** is under a continuing duty to provide a copy of this Order and Notices to any new employer prior to accepting employment.

Reporting Requirements of MS. WALSH

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. WALSH shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State

agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. WALSH** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. WALSH** has complied with all aspects of this Order; and (2) the Board determines that **MS. WALSH** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WALSH** and review of the reports as required herein. Any period during which **MS. WALSH** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Thomas, Patricia, K. P.N. 077979 (CASE #09-4447)

Action: It was moved Judith Church, seconded by Delphenia Gilbert, that upon consideration of the charges stated against **PATRICIA K. THOMAS** in the March 30, 2010 Notice of Immediate Suspension and Opportunity for Hearing, and the May 21, 2010 Notice of Opportunity for Hearing ("the Notices"), and evidence supporting the charges, the Board finds that **MS. THOMAS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MS. THOMAS's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less

than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. THOMAS** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. THOMAS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. THOMAS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to seeking reinstatement by the Board, MS. THOMAS** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to seeking reinstatement by the Board, MS. THOMAS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THOMAS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. THOMAS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
5. **Prior to seeking reinstatement by the Board, MS. THOMAS** shall submit satisfactory documentation of her compliance with all conditions imposed in Allen County Court of Common Pleas Case Number CR2009 0322.

Monitoring

6. **MS. THOMAS** 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. THOMAS's** history. **MS. THOMAS** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. THOMAS** shall abstain completely from the use of alcohol.
8. **Prior to seeking reinstatement by the Board, MS. THOMAS** shall, at her own expense, obtain a chemical dependency evaluation by a Board

- approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. THOMAS** shall provide the chemical dependency professional with a copy of this Order and Notices. Further, **MS. THOMAS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. THOMAS's** license, and a statement as to whether **MS. THOMAS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. THOMAS** 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. THOMAS's** license.
 10. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. THOMAS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. THOMAS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. THOMAS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THOMAS's** history.
 11. Within thirty (30) days prior to **MS. THOMAS** initiating drug screening, **MS. THOMAS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. THOMAS**.
 12. After initiating drug screening, **MS. THOMAS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. THOMAS** shall notify the Board of

any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

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

Reporting Requirements of MS. THOMAS

14. **MS. THOMAS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. THOMAS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
16. **MS. THOMAS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MS. THOMAS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MS. THOMAS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. THOMAS** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. THOMAS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. THOMAS** shall notify the Board.
11. **MS. THOMAS** 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. THOMAS** shall provide her employer(s) with a copy of this Order and Notices and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notices, including the date they were received. Further, **MS. THOMAS** is under a continuing duty to provide a copy of this Order and Notices to any new employer prior to accepting employment.

Reporting Requirements of MS. THOMAS

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

charges.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. THOMAS** has complied with all aspects of this Order; and (2) the Board determines that **MS. THOMAS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. THOMAS** and review of the reports as required herein. Any period during which **MS. THOMAS** 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Mammone, Kandy, L. P.N. 099068 (CASE #09-6276)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the charges stated against **KANDY L. MAMMONE** in the March 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MAMMONE** 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. The Ohio Board of Nursing ORDERS that **MS. MAMMONE'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED.**

The Board further Orders **KANDY L. MAMMONE** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #099068, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Nelson, Teresa, A. P.N. 124470 (CASE #10-1232)

Action: It was moved by J. Jane McFee, seconded by Johnnie Maier, that upon consideration of the charges stated against **TERESA NELSON** in the April 9, 2010 Notice of Immediate Suspension and Opportunity for Hearing, and the May 21, 2010 Notice of Opportunity for Hearing ("the Notices"), and evidence supporting the charges, the Board finds that **MS. NELSON** has

committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices. The Ohio Board of Nursing ORDERS that **MS. NELSON'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **TERESA NELSON** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #124470, 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

DEFAULT ORDER

McCune, Roxann, M. P.N. 090075 (CASE #08-1476)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the allegations contained in the October 16, 2009 examination order and the findings contained in the May 2010 Default Order, the Board finds that **MS. MCCUNE** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2010 Default Order, and the Board orders that **MS. MCCUNE's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 21, 2010, with conditions for reinstatement set forth in the May 2010 Default 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 24th day of September, 2010.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

MONITORING

LIFTS OF SUSPENSION/PROBATION

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the following, having met the terms and conditions of their consent agreement with the Board, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released from their consent agreements or adjudication orders:

Lindsey, Karin, C. R.N. 295903 (CASE #06-3072); Adas, Sabrina, C. R.N. 351839 (CASE #09-2012); Gravitt, Brandy, N. P.N. 130755, D.T. 00879 (CASE #08-0070); Tomczak, Ashleigh, N. P.N. 134782 (CASE #08-0442); Masiglat, Maria, L. G. R.N. 314391 (CASE #09-1525); Murdoch, Meagan, E. R.N.

351843 (CASE #09-1771); Parker, Susan, E. R.N. 301746 (CASE #04-2128); Spragg, Abbey, D. P.N. 113565 (CASE #06-3380); Clark, Marilee, A. P.N. 134173 (CASE #08-4633); Stiner, Amanda, J. P.N. 117355 (CASE #07-0134); Smith, Valerie, R. R.N. 351845 (CASE #09-1282); Smith, James, E. R.N. 329611, NA 09169 (CASE #08-1595); and Wheeler, Theresa, N. P.N. 134783 (CASE #08-1694).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Delphenia Gilbert, seconded by Judith Church, that the following, having met the terms and conditions of their consent agreement with the Board, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released early from their consent agreements or adjudication orders:

Dennie, Amber, M. R.N. 351842 (CASE #09-1114); Murphy, Patricia, M. R.N. 117403 (CASE #05-2633); and Tolson, Ronald, W. R.N. 298024 (CASE #07-2630).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFT OF TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Delphenia Gilbert, seconded by Patricia Protopapa, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released from their temporary narcotic restrictions within their respective consent agreements or adjudication orders:

Greene, Traci, L. R.N. 260763 (CASE #09-0685); Atkinson, Darlene, W. P.N. 081245 (CASE #06-3303); and Damron, Madonna, L. P.N. 098987 (CASE #08-2309).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

EARLY LIFT OF TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Delphenia Gilbert, seconded by Patricia Protopapa, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released early from their temporary narcotic restrictions within their respective consent agreements or adjudication order:

Miller, Brandon, D. P.N. 135242 (CASE #08-0524).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFT SUSPENSION/PROBATION ONLY – PERMANENT PRACTICE RESTRICTION(S) REMAIN

Action: it was moved by Tracy Ruegg, seconded by Judith Church, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released from the terms and conditions of their Consent Agreement with the exception of the permanent practice restriction(s) that will remain in effect:

Reilly, Amy, J. R.N. 248028 (CASE #06-3383); Jefferson, Reshima, P.N. 134768 (CASE #07-3891); Chieffo, Pamela, S. P.N. 078275 (CASE #07-3701); Thompson, Khristina, P.N. 129170 (CASE #07-2899); Devers, Kayleigh, A. P.N. 135239 (CASE #08-0949); Wallace, Cynthia, M. P.N. 107771 (CASE #07-0123); and Yant, Lynette, M. R.N. 276835 (CASE #07-1816).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFT SUSPENSION/PROBATION ONLY – PERMANENT PRACTICE RESTRICTION(S) REMAIN – EARLY RELEASE

Action: it was moved by Melissa Meyer, seconded by J. Jane McFee, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released early from the terms and conditions of their Consent Agreement with the exception of the permanent practice restriction(s) that will remain in effect:

Sheck, Roberta, L. R.N. 169250 (CASE #03-1141); and Sonda, Charlene, A. R.N. 184629, COA 04918, RX 14918 (CASE #07-2605).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, having met the requirements for reinstatement contained within their Consent Agreements with the Board be reinstated subject to the terms and conditions of probation contained within their Consent Agreements:

Shelton, Angelia, D. P.N. 115139 (CASE #09-2421); Donaldson, Cheryl, E. R.N. 253256 (CASE #09-0788); Weaver, Ashley, E. P.N. 141660 (CASE #09-2148); Judge, Leigh, A. R.N. 316718 (CASE #08-2632); Patterson, Tameka, T. P.N. 110311 (CASE #07-0233); Tompkins, Richard, D. R.N. 279681, NP 08078, RX 08078 (CASE #09-4520); and Petrovich, Jerrod, M. R.N. 300155 (CASE #07-3763).

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Delphenia Gilbert, seconded by Patricia Protopapa, that the following, with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, having met the requirements for reinstatement contained within their Adjudication Orders with the Board be reinstated subject to the terms and conditions of probation contained within their Adjudication Orders:

Melott, Tasha, M. P.N. 124757 (CASE #09-3692); Harris, Katrina, D. P.N. 090233 (CASE #06-0171);

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

MOTION TO APPROVE

Action: it was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board accept the following approval made by Anne Barnett, Board Supervising Member for Disciplinary Matters:

Tovanche, Nadia, A. P.N. 128519 (CASE #09-2837) – Employment at Royal Oaks and Aristocrat West, subject to the probationary terms contained within the September 29, 2009 Consent Agreement;

Gavaliar, Kara, M. R.N. 261582 (CASE #09-4456) – Extensive Orientation for and employment as an Intake/Referral Coordinator at Accessible Home Health Care, subject to the probationary terms contained within the September 25, 2009 Consent Agreement;

Schmitz, Debbie, K. R.N. 221692 (CASE #05-3583) – Employment as a Case Manager at Matrix Vocational Solutions, subject to the probationary terms contained within the January 20, 2006 Consent Agreement; and

Smathers, Flynt, J. R.N. 342798 (CASE #09-6252) – Return to work, subject to the probationary terms contained within the July 18, 2008 Consent Agreement.

Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

RELEASE FROM WORKSITE MONITORING ONLY PER ADJUDICATION ORDER

Action: It was moved by Tracy Ruegg, seconded by Delphenia Gilbert, that Anderson, Tammy, A. R.N. 206805, RX 06123, COA 06123 (CASE #06-1430), with the recommendation by Anne Barnett, Supervising Member for Disciplinary

Matters, be released from the RN work site monitoring restriction within her respective Adjudication Order. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

MOTIONS TO ACCEPT SPECIFIC NURSING EMPLOYMENT ONLY

Action: It was moved by Maryam Lyon, seconded by Delphenia Gilbert, that Payne, Clifford, A. R.N. 234503 (CASE #08-3826), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept a position through the Frontline Agency to work only at Northcoast Behavioral Health. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that Homa, James, A. R.N. 253436 (CASE #02-0199), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept employment at Sunrise Pointe in an ADON position. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that Walker, Jeanne, M. R.N. 233839 (CASE #05-1789), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept employment at Liberty Nursing Center in a supervisory position. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that Alexander, Damea, S. P.N. 096773 (CASE #09-0162), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept a short-term assignment in the Southwest City School District to work with another pediatric client through Interim Healthcare. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that Walker, Jeanne, M. R.N. 233839 (CASE #05-1789), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept employment at Liberty Nursing Center in a supervisory position. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

Action: It was moved by Maryam Lyon, seconded by Delphenia Gilbert, that Pickens, David, F. R.N. 300983 (CASE #07-3326), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be approved to accept a Clinical Manager position with Fresenius Medical Care Outpatient Dialysis facility. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFT OF UDS REQUIREMENT

Action: It was moved by Tracy Ruegg, seconded by Judith Church, that Genter, Mary, A. P.N. 137519 (CASE #09-3974), with the recommendation by Anne Barnett, Supervising Member For Disciplinary Matters, be released from UDS testing requirement within the respective Consent Agreement or Adjudication Order. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

LIFT TEMPORARY NARCOTIC RESTRICTION ONLY

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that Hawkins, Cynthia, S. R.N. 297932 (CASE #08-2676), with the recommendation by Anne Barnett, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction, not including opiates, which are subject to a permanent narcotic restriction within the respective Consent Agreement. Motion adopted by majority vote of the Board members with Janet Arwood and Anne Barnett abstaining.

REPORTS TO THE BOARD

Open Forum, Thursday September 23 and Friday September 24, 2010

On Thursday, Margaret Lynch and Janis Svoboda from Auburn Career Center, addressed the Board regarding Auburn Practical Nursing Program's approval status. Also on Thursday, John Gilcrest, Cathy Hoffman, and Lynn Reede from the Ohio State Association of Nurse Anesthetists addressed the Board regarding Senate Bill 200. On Friday, there were no speakers for Open Forum.

Board Presentation

On Friday, Catherine C. Costello, JD, Vice President, Regional Extension Center Services, Ohio Health Information Partnership, presented information to the Board about the Regional Extension Centers assisting primary care practitioners in adopting electronic health records.

Advisory Group Reports

Committee on Prescriptive Governance (CPG)

L. Emrich reported that the CPG continues to discuss implementing an exclusionary formulary or a searchable database for the formulary.

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that discussion on this topic be extended by fifteen minutes. Motion adopted by unanimous vote of the Board members.

The CPG requested that the Board request funding to develop a searchable database for the formulary. The Board discussed the CPG request and agreed that the Formulary should be simplified.

Other Reports

Practice Committee Report

T. Ruegg, Chair, reported that the Committee discussed changing the “APN” title to “APRN” to be consistent with the NCSBN Advanced Practice Nursing Consensus Paper. The Committee also discussed the definitions for the scopes of practice for the nurse practitioner and the clinical nurse specialist in Section 4723.43, ORC, to solicit comments. The consensus was to add the word “acute” care services in paragraph (C) of Section 4723.43 for certified nurse practitioners and add within “health systems” in paragraph (D) of Section 4723.43 for clinical nurse specialists.

Strategic Plan – Status Report

B. Houchen reviewed the Strategic Plan and answered questions. Board members commended staff on the magnitude and quality of work being conducted for the Board.

Action: It was moved by Judith Church, seconded by J. Jane McFee, that discussion on this topic be extended by fifteen minutes. Motion adopted by unanimous vote of the Board members.

Board members recommended that certain outcome measures be reviewed and possibly revised, since some outcomes are beyond the Board’s control and others should be re-considered in light of the increasing workloads. Board staff will prepare proposed revisions for the next scheduled review of the Strategic Plan at the April 2011 Board Retreat.

NEALP – Ohio Board of Regents’ Proposed Rule

H. Fischer reviewed a proposed rule change for Rule 3333-1-22, OAC, by the Ohio Board of Regents (OBR) based on a statutory change that is effective after January 1, 2012. At that time, the statutory funding ratio for RNs, LPNs, and graduate preparation of nurse educators will be replaced by a discretionary formula. Section 3333.28, ORC, states that: “After January 1, 2012, the chancellor shall determine the manner in which to distribute loans under this section.”

In August, the OBR filed a proposed rule that would establish a procedure for making funding determinations after January 1, 2012. The OBR provided the Board an opportunity to review the proposed rule before it was filed. Since the funding ratios would not be in rule, and would be made each January on an annual basis, Board staff requested that prior to the Chancellor making a determination regarding funding, that the Board’s recommendation be considered. Further, the Board recommended that consideration be given to the state’s needs for licensed nurses and nurse educators. It is anticipated that annually, beginning with the November 2011 Board meeting, the Board would by motion or by issuing a written

report, provide a recommendation to the Chancellor for the upcoming January funding determination.

Action: It was moved by Judith Church, seconded by J. Jane McFee, that discussion on this topic be extended by fifteen minutes. Motion adopted by unanimous vote of the Board members.

J. Jane McFee and Melissa Meyer expressed concern that the change removes the requirement for a portion of the NEALP funding to be designated for practical nursing students, and noted that LPN renewal fees will continue to be allocated for NEALP funding. H. Fischer stated that funding for practical nursing students could still be included, but it is no longer a mandatory category. Also, if LPNs choose to continue their education to become RNs, they could then access the funds.

Ohio Patient Centered Medical Home (PCMH) Education Advisory Group

J. Church attended the first PCMH Education Advisory Group meeting on August 17, 2010. House Bill 198 created an education pilot project program to advance medical education for the PCMH model of care with the goal of increasing the availability of primary care in Ohio. The Education Advisory Group is to examine educational funding, curriculum development, practice selection sites, and project measures and outcomes. Four areas of the state are targeted, Dayton, Northwest/Toledo, Southeast, and Akron/Canton.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items and had no questions. Board members noted that J. Church was featured in the NCSBN Council Connector for her appointment to the Patient-Centered Medical Home Education Advisory Group.

BOARD GOVERNANCE

Report on NCSBN Delegate Assembly and Annual Meeting

B. Lovelace and J. Jane McFee were delegates for the 2010 NCSBN Delegate Assembly and Annual Meeting. They reported there was discussion about why Ohio is not part of the Nurse Licensure Compact. Board members responded that Ohio continues to have concerns with differences in licensure and disciplinary standards between states.

Designate Board Committee for Advisory Group Appointments

Delphenia Gilbert, Maryam Lyon, Melissa Meyer and Roberta Stokes volunteered for the Board Committee for Advisory Group Appointments. The Committee will meet at 10:00 a.m. on November 17, 2010.

Schedule for November Meeting; Board Dinner

The schedule was reviewed for the November Board meeting. The Board discussed that in November it is a three-day meeting with the rules Public Hearing and deliberations scheduled for Wednesday, November 17. In addition, the Board Committee on Advisory Group Appointments will meet on Wednesday morning. The Board agreed to hold the Board Dinner at Latitude 41 in the Renaissance Hotel on Thursday, November 18.

Board Policy on Confidential Personal Information

Action: It was moved by Patricia Protopapa, seconded by Roberta Stokes, that the Board approve the policy on Confidential Personal Information, Board Member Policy B-12, as submitted. Motion adopted by unanimous vote of the Board members.

Appointment of Board Member to CPG

Action: It was moved by J. Jane McFee, seconded by Anne Barnett, that the Board appoint Tracy Ruegg to the Committee on Prescriptive Governance to fill the position vacated by Eric Yoon, until that term expires on December 31, 2012. Motion adopted by unanimous vote of the Board members.

New Board Member Mentor

P. Protopapa volunteered to serve as the Board member mentor for Janet Arwood.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting adjourned on Friday, September 24, 2010 at 12:08 p.m.

Bertha Lovelace, RN, CRNA
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

