

Ohio Board of Nursing
Columbus, Ohio
Minutes of Meeting
November 19-21, 2003

Regular Meeting of the Board
November 19-21, 2003

The regular meeting of the Ohio Board of Nursing was held on November 19-21, 2003. The president and executive director reviewed the agenda prior to the meeting. On Wednesday, November 19, 2003, at 9:00 a.m. the kick off for the new campaign to address the shortage of nurses in Ohio was held in the Statehouse Atrium. At 10:00 a.m. a public rules hearing was held in the Board office and at 1:05 p.m. the Board went into Executive Session to deliberate on disciplinary matters.

On Thursday, November 20, 2003, at 8:00 a.m. a meeting of the Board Task Force on LPN Scope of Practice was held. At 9:00 a.m. the meeting of the full Board was held at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. President Mary Kay Sturbois called the meeting to order in open session.

Board Members:

Mary Kay Sturbois, RN, BSN, CDE, President
Mary Jean Flossie, LPN, LNHA, Vice President
Anne Barnett, BSN, RNC
Judith Brachman, Consumer Member
Debra Broadnax, MSN, RN, CNS
T. Diann Caudill, LPN
Kathleen Driscoll, JD, MS, RN
Lisa Klenke, MBA, RN, CNA-A
Bertha Lovelace, RN, BA, CRNA
Richard Nowowiejski, LPN, BARS
Patricia Schlecht, RN, MSN
Janet Sekelsky, LPN
Yvonne Smith, MSN, RN, CNS, Supervising Member, Disciplinary Matters

Staff Members:

John M. Brion, RN, MS Executive Director
Theresa Stir, JD, RN, Associate Executive Director
Jan Akers, RN, Monitoring Agent
Lisa Emrich, BSN, RN, Monitoring Unit Manager
Lisa Ferguson-Ramos, RN, JD, Compliance Manager
Diana Hisle, Executive Assistant
Sara Larson, MA, Licensure Manager
Jacqueline Loversidge, RNC, MS, Nursing Education Consultant
Nancy Manns, RN, MS, Standards Practice Consultant
Eric Mays, BS, Operations Manager
Susan Milne, RN, MSN, JD, Advanced Practice Consultant
Susan Mann Orahoad, RN, Monitoring Agent
Cynthia Snyder, JD, Legislative/Regulatory Specialist
Norma Selders, RN, MS, Nursing Practice & Education Manager
Angela White, Administration Secretary

Katherine Bockbrader, JD, Assistant Attorney General
Holly R. Fisher, JD, Assistant Attorney General

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

Administrative Matters
Report of the President
Announcements of meetings/scheduled events

President Sturbois:

- Reported that on Wednesday, November 19, 2003 the kick off for the recruitment campaign was held at the Statehouse Atrium. To follow at 10:00 a.m. a rules hearing was held and at 1:05 p.m. the Board went into executive session to deliberate on disciplinary matters;
- Reported that on Thursday, November 20, 2003 at 8:00 a.m. the Board Task Force on LPN Scope of Practice met. A report of the task force will follow later during this meeting;
- At 11:00 a.m. a request for approval of a new nursing education program will be presented;
- During a lunch meeting the Board Task Force on Education is scheduled to meet. A report of the task force will follow later during this meeting;
- At 6:30 p.m. the Board dinner for retiring Board members will be held at Lindey's Restaurant in German Village;

Report of the President
Announcements of meetings/scheduled events Cont'd.

- Reported that on Friday, November 21, 2003 at 8:00 a.m. the Board Task Force on Advisory Group Appointments is scheduled to meet with a report to follow later in the meeting;
- At 10:00 a.m. open forum is scheduled; and during a lunch meeting the Board Retreat Task Force is scheduled to meet. A report of the task force will follow later during this meeting; and
- Reported that executive sessions will be held on Thursday, November 20, 2003 and on Friday, November 21, 2003, as needed.

Housekeeping items/reminders

President Sturbois:

- On Thursday, November 20, 2003 welcomed the gallery;
- Thanked the Board members who attended the kick off for the recruitment campaign
- Announced that open forum will be held on Thursday and Friday at 10:00 a.m.
- Requested Board members to introduce themselves and indicate their practice areas and hometowns; and Reminded Board members that motions to extend discussion should be for a minimum of 15-30 minutes.

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

Discussion of the Agenda, Report Agenda

The Board agreed by general consent to the changes to the ordering of the agenda necessitated by the timed agenda. The minutes are presented in the order of the agenda. The meeting took place on Wednesday, November 19, 2003 from 9:00 a.m. through 3:25 p.m. On Thursday, November 20, 2003, from 8:00 a.m. through 4:25 p.m. and on Friday, November 21, 2003, from 9:00 a.m. through 2:00 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT THE REPORT AGENDA AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

2.2.3 DRAFT MEETING MINUTES OF THE COMMITTEE ON PRESCRIPTIVE GOVERNANCE
6.1.2 UPDATE ON TERCAP PILOT STUDY

Minutes of September 18-19, 2003 Board meeting

IT WAS MOVED BY LISA KLENKE, SECONDED BY BERTHA LOVELACE, THAT THE MINUTES OF THE SEPTEMBER 18-19, 2003 MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Executive Director Report

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

- **Educational Outreach and Recruitment Campaign:** Mr. Brion reported that Jason Young left his position at Ohio Government Telecommunications (OGT), which has left the responsibility to move forward with the campaign to him and their staff. He stated that he was pleased with the turnout on Wednesday and has received a lot of positive feedback. The next phase will be to get hospitals in the area interested in the campaign;
- **Momentum:** Mr. Brion reported that the fourth issue of *Momentum* would be distributed in mid-January. The majority of comments received continue to be very positive, however some still don't like the advertising. The advertisements have allowed the Board to double its publication. Comments have been received from employers of nurses with inactive/lapsed licenses who were working and have been reported. Comments received regarding the increased information about discipline have brought some complaints of being cruel and unjust punishment. However, the Board is required by law to inform the public of all Board actions with full disclosure, which allows employers to have a clearer picture of what employees have done and can be used as a teaching tool to other nurses;

Executive Director
Report Cont'd.

- **Nursing Workforce Survey:** Mr. Brion reported that licensed nurses in Ohio have returned 98,000 surveys. This is over a 50% return rate with approximately 48,000 already entered into the system that shows preliminary stats of 40% of the nursing workforce retiring in the next ten years, with 5,000 new grads still leaves a 20,000 deficiency in numbers. Mr. Brion stated that this would leave Ohio in a severe nursing shortage according to this data;
- **All Staff Retreat:** Mr. Brion reported that the all staff retreat was held on October 30, 2003 at the Vern Riffe Center. Based on positive comments the workshop was successful; and
- Mr. Brion reported that dinner plans for tonight were finalized, which involved a lot of preparation time.

Board member Richard Nowowiejski commented that he was very impressed and congratulated Mr. Brion on the recruitment campaign and liked the fact that nurses are involved. Board member Lisa Klenke agreed with Mr. Nowowiejski and asked about funds allotted for the campaign. Mr. Brion responded that \$36,000 was used from donations from private organizations and \$123,000 was allotted from monies saved on *Momentum*, budgeted last year. He stated that recruitment would continue for donations from the private industry. Mr. Brion further stated that the Ohio Department of Aging has expressed an interest in the campaign, but he does not know to what degree. Richard Nowowiejski requested that the Board meeting dates be included in the next issue of *Momentum*. Board member Yvonne Smith requested an update on listing bad checks in *Momentum*. She requested that a statement be placed in *Momentum* explaining the term "payment failure" to readers.

The ED report also covered the following areas or programs:

- Theresa Stir – Associate Executive Director
- Eric Mays - Financial Administration; Information Technology and Facilities and Telecommunications;
- Joy Estose - Human Resources – New Hires; Separations; Promotions/ Reassignments; and Miscellaneous;
- Cynthia Snyder– Legislative; Rules; and Miscellaneous; (No written report);
- Norma Selders – Nursing Practice and Education; Continuing Education – CE Audits; Advisory Group for Continuing Education; Activities with Other Agencies; Nurse Aide Curriculum Committee;
- Nancy Manns – Nursing Practice/ Dialysis;
- Susan Milne - Advanced Practice;
- Jackie Loversidge - Nursing Education
Progress Reports
Program Updates
Selected meetings
Upcoming Survey Visits to Nursing Education Programs, 2003
Proposed Programs;
- Lisa Ferguson-Ramos – Compliance;
- Lisa Emrich - Monitoring & Alternative Programs
Alternative Program for Chemical Dependency Stats
Disciplinary Monitoring Stats
Current PIIP Stats; and
- Sara Larson - Licensure
Examination and Endorsement
Renewal
Records Management
Statistics
Telephone Assessment

Patricia Schlecht commended Mr. Brion on a recent interview on television regarding a nurse who should not be practicing. Mr. Brion explained that another reporter had called who showed bias against the Board and would not have presented the Board in a fair light. He further stated that his philosophy of fairness, in terms of representing the Board accurately, was part of his responsibility as the Executive Director. Kathleen Driscoll stated that perhaps the downside might be that the Board would be portrayed as unapproachable if they only do interviews with people who are going to shed a positive light on the Board. President Sturbois stated that she supported Mr. Brion's decision not to grant an interview, which could have been misconstrued. Ms. Driscoll agreed that the opportunity for rebuttal might not be available for the Board.

Legislative/regulatory
Issues report

Director Brion introduced new staff member Cynthia Snyder, who replaced Jeff Rosa as the Legislative/Regulatory Specialist. Ms. Snyder provided the Board with background information on her employment history.

Ms. Snyder reported that the state house is quiet right now. She highlighted a bill introduced that would give Physician Assistants prescriptive authority. Ms. Snyder will continue to monitor this bill along with staff member Susan Milne. Board member Bertha Lovelace asked that the issue of CRNA's to be excluded from the APN's title protection be brought to the Board's attention for discussion.

Ms. Snyder highlighted an amendment to SB 186, which gives immunity to people providing care for indigent people. She further stated that the bill defines APNs to include CRNA's. She stated that the Ohio Society of Anesthesiologists opposed efforts to lump the CRNA's in the definition because other APN's have prescriptive authority and that they might come in later down the road. She further stated that the amendment was not discussed publicly. Ms. Snyder reported that after discussing the issue with both lobbyists giving CRNA's prescriptive authority was not the intent and that the definition would be removed from the bill. Ms. Lovelace stated that this is a major issue that CRNA's are not considered APNs and that the Board needs to protect their title. She further stated that CRNA's do not need prescriptive authority to do what they already do. They are always under a physician's direct supervision. Susan Milne stated that all APNs who get a COA are licensed in the same way requiring both a master's degree and national certification and their scope has not changed. Nationally all four types are recognized as APNs.

Ms. Snyder stated that the sponsor who made the amendment asked what the Board thought about it and asked the Board whether she should respond as Ms. Lovelace has stated her concerns. Theresa Stir commented that she preferred Ms. Snyder to provide guidance only after the Board reviews the amendment. The Board agreed by general consent.

Fiscal Report

The Board received the written financial report covering the quarterly report reflecting the expenditures and revenue that occurred during SFY 2004 through November 5, 2003 with the following exceptions: Payments made during this year using last years (SFY03) encumbered funds and funds encumbered in SFY 2004 still pending payment. Mr. Mays highlighted the FY 2004 Report Summary and the Special Issues-Nursing Shortage Fund and answered questions of the Board for clarification.

Executive Sessions

On Wednesday, November 19, 2003;
IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY
KATHLEEN DRISCOLL, THAT THE BOARD GO INTO EXECUTIVE
SESSION TO DELIBERATE ON CASES BEFORE THE BOARD.
MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE
BOARD MEMBERS.

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

On Wednesday, November 19, 2003, at 1:05 p.m. the Board went into executive session to deliberate on cases before the Board. Board members Mary Kay Sturbois, Yvonne Smith, AAG Kathy Bockbrader, all staff members and visitors left the room.

At 3:25 p.m. the Board reconvened in open session and on Thursday, November 20, 2003 at 9:05 a.m. Mary Jean Flossie reported that at 1:05 p.m. on Wednesday, November 19, 2003, the Board went into executive session to deliberate on cases before the Board and that another executive session will be held later today to finish deliberations on a case.

Executive Sessions

On Thursday, November 20, 2003
IT WAS MOVED BY MARY JEAN FLOSSIE THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON A CASE BEFORE THE BOARD AND TO DISCUSS PENDING AND IMMINENT COURT ACTION. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

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

On Thursday, November 20, 2003, at 10:25 a.m. the Board went into executive session to deliberate on a case before the Board and to discuss pending and imminent court action. Board members Mary Kay Sturbois, Yvonne Smith, AAG Kathy Bockbrader, all staff members and visitors left the room.

At 10:47 a.m. the Board reconvened in open session and Mary Jean Flossie reported that at 10:25 a.m. on Thursday, November 20, 2003, the Board went into executive session to deliberate on a case before the Board and to discuss pending and imminent court action.

On Thursday, November 20, 2003;
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Thursday, November 20, 2003, at 3:25 p.m. the Board went into executive session to discuss a personnel matter related to the employment of staff. All staff members and all visitors left the meeting room. Board member Mary Jean Flossie was appointed to report.

At 4:25 p.m. the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to discuss a personnel matter related to the employment of staff.

On Friday, November 21, 2003
IT WAS MOVED BY MARY JEAN FLOSSIE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS.

On Friday, November 21, 2003, at 10:45 a.m. the Board went into executive session to discuss a personnel matter related to the employment of staff. All staff members and all visitors left the meeting room, except for John Brion. Board member Mary Jean Flossie was appointed to report.

At 11:04 a.m. the Board reconvened in open session and Mary Jean Flossie reported that the Board went into executive session to discuss a personnel matter related to the employment of staff.

Report of Assistant
Attorney General

On Thursday, November 20, 2003, the Board received a written report on pending and imminent court actions from AAG Kathy Bockbrader. Ms. Bockbrader answered questions of the Board for clarification.

Special Orders

Review and approve
Annual Report

The Board received the draft copy of the Annual Report to review and approve for submission to the governor submitted by John M. Brion. Following review and suggestions;

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD APPROVE THE ANNUAL REPORT AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Executive Session to
discuss employment of
the Executive Director
and development of
executive director goals

President Sturbois reviewed the Board Policy 4723-B-018 "Process for Evaluating the Executive Director." Ms. Sturbois reported that Mr. Brion's review was very positive and his goals to move forward have been reviewed along with the feedback from Board members.

Executive Session to discuss the retention of the Executive Director IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD RETAIN JOHN BRION AS EXECUTIVE DIRECTOR. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Election of Officers (president, vice president and supervising member for disciplinary matters)

Following discussion, nominations for the office of president, vice president and supervising member for disciplinary matters were opened.

It was moved by Mary Jean Flossie, seconded by Kathleen Driscoll, that Yvonne Smith be nominated for president. Ms. Smith accepted the nomination.

It was moved by T. Diann Caudill, seconded by Janet Sekelsky, that Bertha Lovelace be nominated for president. Ms. Lovelace declined the nomination.

It was moved by Richard Nowowiejski, seconded by Janet Sekelsky, that Mary Jean Flossie be nominated for president. Ms. Flossie declined the nomination. Hearing no other nominations, the nominations were closed.

It was moved by Patricia Schlecht, seconded by Anne Barnett, that Mary Jean Flossie be nominated for vice-president. Ms. Flossie accepted the nomination. Hearing no other nominations, the nominations were closed.

President Sturbois asked staff members Lisa Emrich and Norma Selders to tally the ballots. Following the vote and tally, President Sturbois announced the following results of the election: Yvonne Smith was elected as President and Mary Jean Flossie was elected as vice president for the period beginning November 24, 2003 through the following November 19, 2004 meeting.

Elect Supervising Member for Disciplinary Matters

It was moved by Judith Brachman, seconded by Janet Sekelsky, that Bertha Lovelace be nominated for Supervising Member for Disciplinary Matters. Ms. Lovelace accepted the nomination.

It was moved by Bertha Lovelace, seconded by Yvonne Smith, that Lisa Klenke be nominated for Supervising Member for Disciplinary Matters. Ms. Klenke declined the nomination. Hearing no other nominations, the nominations were closed.

Following the vote and tally, President Sturbois announced the following results of the election: Bertha Lovelace was elected to serve as the supervising member for disciplinary matters for the period beginning November 24, 2003 through the following November 19, 2004 meeting.

Appointment of Board member liaisons and chairs of advisory groups

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT BERTHA LOVELACE BE APPOINTED AS BOARD MEMBER LIAISON TO THE ADVANCE PRACTICE UNIT FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT T. DIANN CAUDILL BE APPOINTED AS BOARD MEMBER LIAISON TO THE LICENSURE UNIT FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT PATRICIA SCHLECHT BE APPOINTED AS THE BOARD MEMBER LIAISON TO THE EDUCATION UNIT FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Appointment of Board member liaisons and chairs of advisory groups

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT LISA KLENKE BE APPOINTED AS BOARD MEMBER LIAISON FOR FISCAL MATTERS FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT KATHLEEN DRISCOLL BE APPOINTED AS BOARD MEMBER LIAISON FOR LEGISLATIVE MATTERS FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT ANNE BARNETT BE APPOINTED AS BOARD MEMBER HOSPITALITY CHAIRPERSON FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT RICHARD NOWOWIEJSKI BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2004 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT DEBRA BROADNAX BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON DIALYSIS CARE FOR THE PERIOD BEGINNING JANUARY 1, 2004 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT LISA KLENKE BE APPOINTED AS CHAIR OF THE ADVISORY GROUP ON CONTINUING EDUCATION FOR THE PERIOD BEGINNING JANUARY 1, 2004 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Authorization of use of hearing examiners for hearings

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD AUTHORIZE THE USE OF HEARING EXAMINERS FOR HEARINGS FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Board member Judith Brachman began a conversation regarding the backlog of cases and the number of hearing examiners available to the Board and the timeframe in which the Board has been receiving reports. She suggested that the number of hearing examiners be expanded in order for the Board members to receive reports quicker. Theresa Stir suggested that Lisa Ferguson Ramos meet with Eric Mays to discuss adding a third hearing examiner. Lisa Ferguson Ramos referred to her comments in the E.D. report in reference to the need for another hearing examiner. Ms. Brachman asked if options could be presented at the January Board meeting. Kathleen Driscoll suggested shifting funds in order to fund another hearing examiner if needed. Mr. Mays stated that he would look at options. Anne Barnett asked whether increasing fines would help supplement the budget. It was explained to Ms. Barnett that the Board does not receive the money from assessing fines. John Brion responded that some Boards require licensees to pay their own hearing costs, which would require a law change in the next budget. Debra Broadnax stated then if no hearings were requested, the Board would have an increase in consent agreements. Lisa Ferguson-Ramos stated that would not be a problem.

Authorization of use of signature stamps

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY BERTHA LOVELACE, THAT THE BOARD AUTHORIZE THE USE OF SIGNATURE STAMPS BY THE PRESIDENT, SUPERVISING MEMBER FOR DISCIPLINARY MATTERS, EXECUTIVE DIRECTOR AND THE MONITORING MANAGER FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

- Authorization for Executive Director to make editorial changes to motions
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT THE BOARD AUTHORIZE THE EXECUTIVE DIRECTOR TO MAKE EDITORIAL CHANGES TO MOTIONS FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Authorization for the Monitoring Manager to sign Monitoring unit contracts
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD AUTHORIZE THE MONITORING MANAGER TO SIGN MONITORING UNIT CONTRACTS ON BEHALF OF THE BOARD FOR THE PERIOD BEGINNING JANUARY 1 THROUGH DECEMBER 31, 2004. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Review Activities and membership of all current advisory groups
- ON BEHALF OF THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION ISSUES, JUDITH BRACHMAN MOVED THAT THE FOLLOWING CHARGES, AS REVISED, BE ESTABLISHED FOR THE GROUP EFFECTIVE JANUARY 1, 2004. THE GROUP WILL:
1. ENGAGE IN ONGOING MONITORING AND INTERACTION/ COLLABORATION REGARDING THE OHIO COLLABORATIVE & STATEWIDE ARTICULATION PLAN;
 2. EXAMINE ISSUES RELATED TO CONGRUENCE BETWEEN EDUCATION AND PRACTICE AND MAKE RECOMMENDATIONS AS APPROPRIATE TO THE BOARD;
 3. REVIEW PROPOSED RULES AND PROVIDE INPUT INTO RULE DEVELOPMENT AS DIRECTED BY THE BOARD AND MAKE RECOMMENDATIONS TO THE BOARD; AND
 4. PERFORM REVIEW OF PROPOSED CURRICULUM CHANGES OR NEW NURSING EDUCATION PROGRAMS TO DETERMINE COMPLIANCE WITH RULES AND SUBMIT REPORTS; AND ADDRESS AND PROVIDE INPUT INTO MAJOR EDUCATION AND NURSING PRACTICE ISSUES THAT SIGNIFICANTLY IMPACT THE REGULATION OF NURSING.
- MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Receive Recommendations from the Board Task Force on Advisory Group Appointments and make appointments to advisory groups
- ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE FOLLOWING BE APPOINTED TO THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION ISSUES, FOR TERMS BEGINNING JANUARY 1, 2004 THROUGH DECEMBER 31, 2005: JANET BOEKMAN, PN EDUCATOR; JEAN SPRINGER, RN PRACTICE; DOLA DEWHITT, DIPLOMA EDUCATOR; CAROL BOGGS, COA HOLDER; ALICE PALMER, AD EDUCATOR; JUDITH JANE TOLLES, LPN PRACTICE AND JANET ROBINSON, BACCALAUREATE EDUCATOR. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE FOLLOWING BE APPOINTED TO THE ADVISORY GROUP ON CONTINUING EDUCATION FOR TERMS BEGINNING JANUARY 1, 2004 THROUGH DECEMBER 31, 2005: MARTHA ROGERS AND DIANN MUSICA AS CE PROVIDERS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- ON BEHALF OF THE BOARD TASK FORCE ON ADVISORY GROUP APPOINTMENTS, IT WAS MOVED BY T. DIANN CAUDILL, THAT THE FOLLOWING BE APPOINTED TO THE ADVISORY GROUP ON DIALYSIS, FOR TERMS BEGINNING JANUARY 31, 2004 AND ENDING DECEMBER 31, 2005: DIANE WISH, ADMINISTRATOR; MARK PARKS, DIALYSIS TECHNICIAN AND DR. EMIL PAGANINI, PHYSICIAN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Discussion of Board Fund
- President Sturbois requested information from Eric Mays regarding the balance remaining in the Board fund. Mr. Mays stated the balance is approximately \$260.00.

- Discussion of NCSBN
Slate of Offices President Sturbois stated that discussion of NCSBN Slate of offices would be deferred until next year at this time.
- Discussion of Board
member mentors for
new Board appointees,
plan for orientation of
new Board members President Sturbois stated that discussion of Board member mentors for new Board appointees; plan for orientation of new Board members will be deferred until the Governor makes reappointments.
- Rules Hearing
(See 3.1.3.1) The Board received a copy of the public notice announcing that a public hearing will be held on the fourth floor, Suite 400, at 17 South High Street, Columbus, OH, on Wednesday, November 19, 2003 beginning at 10:00 a.m. and continuing until all parties in attendance have had an opportunity to be heard. □
- The Board is proposing to adopt the following new rules to replace existing rules: 4723-1-03 dealing with Board records and document; 4723-3-01 dealing with the unauthorized practice of nursing; 4723-4-01, 4723-4-03 to 4723-4-09 dealing with standards of safe nursing practice for registered nurses and licensed practical nurses; 4723-5-08 dealing with conditional approval of prelicensure nursing education programs; 4723-5-11 dealing with administrators of prelicensure nursing education programs; 4723-5-12 dealing with prelicensure nursing education program policies; 4723-5-14 dealing with IV therapy in the curriculum of a practical nursing education program; 4723-5-17 dealing with prelicensure nursing education program contractual relationships; 4723-6-01 to 4723-6-04 dealing with the Alternative Program for Chemical Dependency; 4723-7-03, 4723-7-04, and 4723-7-07 dealing with licensure of nurses; 4723-8-02 and 4723-8-03 dealing with registered nurses holding a certificate of authority; 4723-10-03 dealing with courses in medication administration for licensed practical nurses; 4723-13-01, 4723-13-02, and 4723-13-04 dealing with delegation by licensed nurses; 4723-14-03, 4723-14-05, 4723-14-06, 4723-14-08, and 4723-14-14 dealing with continuing education for nurses; 4723-16-01 dealing with procedures for conducting an adjudication; 4723-18-01, 4723-18-08 to 4723-18-10 dealing with the Practice Intervention and Improvement Program; 4723-20-01, 4723-20-03, and 4723-20-04 dealing with prevention of disease transmission; 4723-23-02 dealing with temporary certificates for dialysis technicians; 4723-23-03 dealing with certification as on Ohio Certified Dialysis Technician; 4723-23-06 dealing with continuing education for dialysis technicians; 4723-23-08 dealing with dialysis technician training programs; 4723-23-14 dealing with standards for safe dialysis care.
- The Board is proposing to rescind the following existing rules: 4723-4-10 dealing with registered nurse first assistants in surgery; 4723-11-01 to 4723-11-05 dealing with standards for approval of peer support programs; 4723-16-12 dealing with reinstatement of a suspended license or certificate; 4723-19-01 to 4723-19-20 dealing with advanced practice nurses.
- The Board is proposing to adopt the following new rules: 4723-24-01 to 4723-24-07 dealing with emeritus registration for retired nurses.
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY BERTHA LOVELACE, THAT THE BOARD OF NURSING WAIVE THE READING OF THE RULES THAT HAVE BEEN PROPOSED FOR CHANGES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- Open Forum Theresa Ramsey, BSN, LMT, Education Director, NANMT was scheduled for Open Forum on Friday, November 21, 2003, however she did not appear before the Board, therefore it was canceled.
- President Sturbois opened the floor for questions. There were none.
- John Brion introduced new staff members Susan Orahoad, RN and Jan Akers, RN, Monitoring agents.

Reports from Board Members Task Force Reports Board Task Force on Advisory Group Appointments	President Sturbois reported that the Board Task Force on Advisory Group Appointments met at 8:00 a.m. on Friday, November 21, 2003. The task force reviewed applications and made recommendations to the Board for appointments of members to the Board's advisory groups.
Board Task Force on Education	Kathleen Driscoll reported that the Board Task Force on Education met during lunch on Thursday, November 20, 2003. The task force reviewed monitoring of programs in terms of the increased number of proposed new programs and the efficiency of looking at programs that are doing well less often. The task force asked Jackie Loversidge to look at using creative measures on how to handle the increased workload in relation to budget constraints. Ms. Loversidge stated that she has been looking into the rules on how to focus on the timeframe to lengthen the time between survey visits of schools that are doing well and to focus on programs that have seriously violated the rules. Patricia Schlecht added that the group would be looking at programs that also have a good record nationally. This task force is scheduled to meet at noon on Friday at the January 2004 Board meeting.
Board Task Force on LPN Scope of Practice	Staff member Norma Selders highlighted the meeting of the Board Task Force on the LPN Scope, which met at 8:00 a.m. on Thursday, November 20, 2003. Ms. Selders stated that the differences of "critical thinking" and "nursing judgment" in each curriculum of the RN and the LPN were discussed. The general opinion of the group was that the Board needed to educate the employers regarding the LPN scope in the current laws and rules. The reality is that employers may write job descriptions to fit the organization and we as a board have nothing to say as long as they stay within the current laws and rules. Ms. Selders stated that the groups plan is to send out a survey to find out where the knowledge deficit is and ask questions of various groups and organizations in order to gather preliminary data to include definitions in the rules if all agrees, which will be a lot of work for this group. She further suggested conducting an Emerging Issues conference next fall to discuss the scopes of practice in relation to each other and with the student and graduate nurses to work on the knowledge deficient. The LPN scope has also been misinterpreted in the law, which will be looked at later. President Sturbois stated that this group had a very productive meeting and suggested that they look at where the education holes are. John Brion asked whether the Board should delineate their scope. He suggested that FAQ's be placed in <i>Momentum</i> to help clear up misinterpretations. Ms. Selders stated that Ms. Loversidge gave a very good presentation during the PN Educators meeting to help clarify the differences and suggested that she place the presentation in <i>Momentum</i> . This task force is scheduled to meet at noon on Thursday at the January 2004 Board meeting.
Board Retreat Task Force	Anne Barnett reported that the Board Retreat Task Force met over lunch on Friday, November 21, 2003. She reported that the task force is recommending a one and half day retreat to be held on April 15-16, 2004. The Mt. Carmel School of Nursing was identified as a possible retreat location. She requested that Board members email agenda items to John Brion in regards to the strategic plan review and that a leadership development session will be included. It was also suggested that a facilitator be used in order for Mary Jean Flossie to be able to fully participate in the discussions. This task force is scheduled to meet at noon on Friday at the January 2004 Board meeting.
Advisory Group Chair Reports Report of the Advisory Group on Nursing Practice & Education Issues	Judith Brachman, chair and Jackie Loversidge reported that the Advisory Group on Nursing Practice & Education Issues met in October. Ms. Brachman reported that the final draft of the proposed Ohio Nursing Articulation Model (ONAM), which has been developed by the Ohio Nursing Collaborative for Educational Mobility, was almost completed and will be reviewed during their next meeting in December to make recommendations to the Board. During the next meeting the group will review new program approvals and the Decision Making Model. In terms of continuing competency the group will be making suggestions and referring a second draft of curriculum rules to the CE Advisory Group on the refresher courses for RNs and LPNs who have been out of practice for 5 years.

- Report of the Advisory Group on CE Lisa Klenke, chair reported that the Advisory Group on Continuing Education met and reviewed changes to the rules. They also discussed rules violations by providers of approvers who have not met requirements, but have not had any Board action. Norma Selders stated that she is concerned about the re-approval process and the seriousness of this issue. She stated that she and Ms. Klenke would be reviewing the approval process of re-approving applicants who have not met requirements and recommendations for enhancement. Ms. Selders stated that a lot of legwork needed to be done on refresher courses in terms of the need. There are only three hospitals in Ohio where refresher courses are offered and some cancel their courses if enough individuals are not signed up. She stated that the Board has received a lot of calls for referrals and interest needs to be generated before these rules go into effect.
- Report of the Advisory Group on Dialysis See agenda item 1.3 (Executive Director Report).
- Reports from Board Liaisons Education Jackie Loversidge reported that the Advisory Group on Nursing Practice and Education Issues would begin working on the 2005 review on education rules. The group is recommending that a smaller task force be formed in terms of the amount of work that needs to be completed to present to the Advisory Group for their input, however a task force cannot be reimbursed for travel. President Sturbois asked how many times would they need to meet. Patricia Schlecht predicted that the task force might need to meet 1 or 2 times with an overnight stay. The Board agreed by general consent that during the advisory group's next meeting in December that they should discuss how much time, etc. the task force would need and bring back for discussion during the January Board meeting. Ms. Schlecht volunteered to work on the task force if it is implemented.
- Lisa Klenke stated that another Board asked the question whether the nursing program at Excelsior College Albany, New York is going to remain acceptable to other state Boards. Jackie Loversidge stated that New York is an umbrella board and the program has its full approval. She further stated that the issue with this program is there is no clinical practice. The students are given a 3-day intense check off list and if one question is missed they must start again. California and Florida do not recognize this program. Jackie Loversidge stated that she did not know the answer to Ms. Klenke's question however she would check on it. Mary Kay Sturbois stated that the program is available on line. Richard Nowowiejski requested more information on the program. Ms. Sturbois stated that she would send Ms. Loversidge information regarding an email received by an LPN to check on this program.
- IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE DISCUSSION BE EXTENDED FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
- President Sturbois stated that National Council is paying attention to this issue and is looking at the endorsement rules, but this would take a lot of time.
- Other Board Member Reports Mary Kay Sturbois reported that she attended the Regulatory Institute meeting in Chicago to determine the final selection of the Fellowship Awards. Diann Caudill reported that she attended the LPNAO Convention where attendance was up and IV Therapy rules was the focus of discussion. She felt that the organization is moving forward with newly elected officers. Debra Broadnax attended the OOAPN meeting with the largest attendance ever, where staff member Susan Milne received an award. The focus of discussion was on the prescriptive authority process. Yvonne Smith attended the ONA Convention as a representative of her employer. One of the outcomes was consideration of the Peer Assistance Program reinstatement. President Karen Budd was elected president. John Brion reported that he would be speaking at the Assembly of Men in Nursing meeting at CWRU on behalf of the Board in December.

**Governance-Strategic
Planning**

Differentiated Practice,
Educational
Articulation &
Congruence

Judith Brachman stated that Differentiated Practice, Educational Articulation & Congruence needed removed from the agenda because it is a sensitive issue to address beyond the scope and should only be monitored at this point. National organizations are looking into this issue now and it may be counterproductive to continue. The group asked for the Board's direction. Norma Selders stated that the work already completed has complimented the statewide group's articulation plan and has made great strides; however, it would be counterproductive if the law changed. The group is recommending that they back off in terms of focusing on the nursing shortage issue. The Board agreed by general consent to remove this item from the agenda.

Identification of
potential law changes
Update on
Community Health
Worker Rules

John Brion informed the Board that a meeting was held with Drs. Mark Redding and Deborah Chatman, staff member Nancy Manns and himself. Mr. Brion stated that concern was expressed on how quickly the bill was passed without a chance for individuals to process. These concerns were put to rest with the certainty that individuals would be included in the rule writing process. The rules for this process still need to be written. It was recommended that a small group write the rules to bring back to the larger group for feedback. The group will be contacted to get input before starting for an easier process to include all of the individuals for agreement. The small group would consist of Drs. Redding and Chatman, Janet Boeckman, NCCC and staff members Cynthia Snyder and Nancy Manns. The small group is schedule to meet on December 2, 2003.

Interstate Licensure
Compact

Director Brion asked for the Board's direction on moving the Interstate Licensure Compact forward. The Board asked whether there was any opposition. Mr. Brion stated that he had received communication from ONA supporting the initiative. The Board agreed by general consent that after Mr. Brion clarifies ONA's position that Cynthia Snyder begin moving forward with the legislative process.

Identification of
potential rule changes
Response to Rules
Hearing

The Board received a copy of the rules as proposed, changes suggested in testimony at the public hearing, and written comments relative to each suggested change on the following rules: 4723-4-03 (C)(1); 4723-4-04(C)(1); 4723-4-07(A)(4)(d); 4723-4-08(A)(3)(e); 4723-4-09; 4723-5-17(A); 4723-6-02(A)(1); 4723-6-02(B)(9); 4723-6-02(B)(10); 4723-6-03(B)(3); 4723-6-03(B)(new 4); 4723-6-03(B) new (5); 4723-11-01 to 4723-11-05; 4723-14-08(A); 4723-23-08; and 4723-24-01 to 4723-24-07.

On Thursday, November 20, 2003, the Board received a table of current proposed language and proposed changes regarding the rules that were identified on Wednesday, November 19, 2003, as potential re-files submitted by Theresa Stir. The table outlined the proposed changes to the rules filed based upon public comments, both written and oral, received by the Board. Following a lengthy discussion and review the Board members voted to re-file changes to the following proposed rules:

- 4723-4-03 Standard relating to competent practice as a registered nurse;
- 4723-4-04 Standards relating to competent practice as a licensed practical nurse;
- 4723-4-07 Standards for applying the nursing process as a registered nurse;
- 4723-4-08 Standards for applying the nursing process as a licensed practical nurse;
- 4723-5-17 Program contractual relationships;
- 4723-6-02 Eligibility requirements for participation in the alternative program for chemical dependency;
- 4723-6-03 Terms and conditions a participant must meet to successfully complete the alternative program for chemical dependency;
- 4723-14-08 General requirements for an Ohio Board of Nursing approver; and
- 4723-23-08 Requirements for a dialysis technician training program approved by the board.

Response to Rules
Hearing Cont'd.

IT WAS MOVED MARY JEAN FLOSSIE, SECONDED BY T. DIANN CAUDILL, THAT THE BOARD OF NURSING PROPOSE TO ADOPT THE CHANGES TO THE FOLLOWING RULES: 4723- 4-03; 4723-4-04; 4723-4-07; 4723-4-08; 4723-5-17; 4723-6-02; 4723-6-03; 4723-14-08 AND 4723-23-08. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JANET SEKELSKY OPPOSED 4723-4-03.

The following rules regarding standards for approval of Peer Support Programs were withdraw from JCARR consideration, which were originally filed for rescission: 4723-11-01, 4723-11-02, 4723-11-03, 4723-11-04 and 4723-11-05.

Following discussion;
IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY DEBRA BROADNAX, THAT THE BOARD OF NURSING WITHDRAW THE FOLLOWING RULE(S) FROM THE RULE RECISSION FILING: 4723-11-01; 4723-11-02; 4723-11-03; 4723-11-04 AND 4723-11-05. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The following rules were temporarily removed from JCARR consideration and will be re-filed at a later date: 4723-4-09 Specialty titles granted by national certifying organizations, 4723-24-01 through 4723-24-07 Provision of an emeritus nurse status.

Following discussion;
IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY YVONNE SMITH, THAT THE BOARD OF NURSING PROPOSE TO REQUEST TO POSTPONE THE PROPOSED CHANGES TO THE FOLLOWING RULES: 4723-4-09; 4723-24-01; 4723-24-02; 4723-24-03; 4723-24-04; 4723-24-05; 4723-24-06 AND 4723-24-07. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

The rescission of Rule 4723-4-10 titled Registered nurse first assistant in surgery generated many letters, email and oral testimony for and against. The ultimate decision by the Board rested on whether the Board actually had statutory authority to recognize any certification, let alone the RNFA. There was also question as to whether the Board had statutory authority to promulgate rules to provide an emeritus nurse status. The Board directed the staff to pursue a legislative remedy.

Internal & External
environment to support
effective dialogue,
respect, trust, and
organizational growth
NP&E Unit Audit

The Board received the written NP&E Unit Audit submitted by Norma Selders. Judith Brachman commended Ms. Selders on an excellent report and appreciated her willingness to open herself up and ask others what they thought about her leadership. Ms. Brachman stated that she still finds the phone system frustrating and that the Board needs to consider improving it. Board member Patricia Schlecht commented that the report was excellent and asked questions for clarification. Anne Barnett agreed that the report was good and asked whether practice questions could be faxed in. Nancy Manns responded that yes that they could be. John Brion suggested that a small group of staff members could look into issues with the phone tree for improvements.

Anne Barnett questioned if the Board closes early on December 24th at 2:30 p.m. would the public be notified in advance. Mr. Brion responded that messages would be left on phones and a sign would be placed on the front door for that afternoon.

Board
Governance/Planning
Strategic Plan Review

President Sturbois began a discussion regarding the strategic plan as follows:

- A. EVALUATE REGULATORY PROCESSES AND GENERATE NEW KNOWLEDGE TO IMPROVE REGULATORY EFFECTIVENESS. DETERMINE WHETHER THE CURRENT REGULATORY SCHEME IS ADEQUATE TO PROVIDE MINIMALLY COMPETENT PRACTITIONERS OF NURSING AND DIALYSIS CARE WITHOUT UNNECESSARY BARRIERS TO SAFE PRACTICE.

The current regulatory scheme includes:

1. **Board oversight of nursing and dialysis technician education and practice.**

Strategic Plan Review

- **Tactic 1 Create opportunities for meaningful dialogue with stakeholders regarding congruence between nursing and dialysis technician education and service expectations.**
 - Explore feasibility/advisability of ongoing interaction/collaboration regarding differentiated practice and articulation.
 - Develop a long-range plan for addressing issues related to congruence
 - **Tactic 2 Create opportunities for meaningful dialogue with stakeholders regarding the appropriate role for licensed nurses and other unlicensed individuals who perform nursing tasks.**
 - Explore feasibility/advisability of ongoing interaction/collaboration with stakeholders regarding workforce shortage issues and develop a long-range plan for addressing issues related to the shortage.
 - Proactively engage in dialogues with stakeholders about the evolving relationships between health care disciplines.
 - Utilize advisory groups to maintain awareness of changes in the health care delivery system so that the evolving role of nurses and dialysis technicians is accurately reflected in Board rules, positions, and practices.
 - Identify and utilize opportunities to educate nurses and the general public about law and rules, delegation, errors etc.
 - **Tactic 3 Identify areas where law changes are needed and develop strategies for working with lawmakers and others to make them aware of the Board's concerns.**
 - Routinely review Chapter 4723 of the Revised Code to determine whether revisions are needed.
 - Establish relationships with lawmakers so that the Board is seen as a reliable resource for issues associated with Chapter 4723. ORC and for information related to nursing, dialysis, and health care.
 - **Tactic 4 Identify areas where rule changes are needed and develop strategies for working with stakeholders to determine the effect of proposed rule revisions on nursing or dialysis practice.**
 - Work with the Committee on Prescriptive Governance to fine-tune rules related to prescriptive authority.
 - Provide access to the public of proposed rules early during the rule-drafting process to seek and obtain input and comments.
 - Utilize input from advisory groups in the development of rules changes.
 - **Tactic 5 Facilitate and encourage active participation in National Council and statewide initiatives relative to nursing education and practice.**
 - Participate in the Ohio Department of Health statewide initiative relative to medical error reduction and identify areas where Board resources could be used to increase awareness of particular errors and possible ways to avoid them.
 - Participate in the practice breakdown research effort including using the Taxonomy of Error, Root Cause Analysis and Practice Responsibility (TERCAP) audit instrument.
2. **Nursing and dialysis technician licensure/certification**
- **Tactic 1 Evaluate current requirements for licensure/certification to determine whether adequate public protection safeguards are in place.**
 - Determine whether current requirements particularly with respect to foreign-educated nurses create unnecessary barriers to licensure in Ohio and take appropriate action based on findings.
 - **Tactic 2 Study the current licensure renewal process to determine whether greater efficiencies could be achieved.**
 - Explore feasibility/advisability of on-line renewal; identify barriers that exist and what safeguards are needed.
 - Explore feasibility/advisability from a cost/benefit perspective of year-around renewal and take appropriate actions based on findings.
 - **Tactic 3 Identify areas where law changes are needed and develop strategies for working with lawmakers and others to make them aware of the Board's concerns.**
 - Work with stakeholders on the issues associated with mutual recognition legislation.

Strategic Plan Review

- **Tactic 4 Identify areas where rule changes are needed and develop strategies for working with stakeholders to determine the effect of proposed rule revisions on nursing or dialysis licensure/certification.**
 - Utilize input from advisory groups in the development of rules changes.
- **Tactic 5 Facilitate and encourage active participation in National Council activities relative to licensure/certification.**
 - Continue staff project to update VAX system so information transmitted to NURSYS is accurate and complete.

3. Discipline

- **Tactic 1 Increase Board members' awareness of (and comfort with) the processes and procedures used in the compliance area.**
 - Identify ways to make the reports to the Board by the compliance unit more meaningful and responsive to Board members' needs.
 - Provide continuing education on identified areas of need.
 - Establish parameters to be used in data collection to assure Board members are adequately informed regarding operations of the compliance unit.
 - Utilize mechanisms to assure that the decisions made by the supervising member for disciplinary matters are consistent with Board philosophy and to address other quality assurance related issues.
- **Tactic 2 Evaluate and refine adjudicatory procedures to assure adherence to all relevant Ohio laws.**
 - Provide continuing education for Board members regarding development of adjudication orders especially when there has been no request for a hearing by a nurse or dialysis technician.
- **Tactic 3 Identify areas where law changes are needed and develop strategies for working with lawmakers and others to make them aware of the Board's concerns.**
- **Tactic 4 Identify areas where rule changes are needed and develop strategies for working with stakeholders to determine the effect of proposed rule revisions on disciplinary processes.**
- **Tactic 5 Facilitate and encourage active participation in National Council activities and other national initiatives relative to compliance and discipline.**

4. Monitoring

- **Tactic 1 Increase Board members' awareness of (and comfort with) the processes and procedures used in the monitoring area.**
 - Identify ways to make the reports to the Board by the monitoring unit more meaningful and responsive to Board members' needs.
 - Provide continuing education on identified areas of need.
 - Establish parameters to be used in data collection to assure Board members are adequately informed regarding operations of the monitoring unit.
 - Utilize mechanisms to assure that the decisions made by the supervising member for disciplinary matters are consistent with Board philosophy and to address other quality assurance related issues.
- **Tactic 2 Oversee implementation of PIIP and the alternative program for chemical dependency to determine regulatory effectiveness.**
 - Identify parameters to be used for analyzing these programs.
 - Identify areas that need to be adjusted and take appropriate actions through changes to internal operational processes
- **Tactic 3 Identify areas where law changes are needed and develop strategies for working with lawmakers and others to make them aware of the Board's concerns.**
- **Tactic 4 Identify areas where rule changes are needed and develop strategies for working with stakeholders to determine the effect of proposed rule revisions on monitoring processes or alternatives to discipline.**
- **Tactic 5 Facilitate and encourage active participation in National Council activities and other national initiatives relative to post-discipline monitoring and alternatives to disciplinary action.**

Strategic Plan Review

- Continue interaction with the CAC project looking at alternatives to disciplinary action for failure to practice in accordance with acceptable standards of safe care.

B. CREATE AN INTERNAL AND EXTERNAL ENVIRONMENT THAT SUPPORTS EFFECTIVE DIALOGUE, RESPECT, TRUST, AND ORGANIZATIONAL GROWTH.

- **Tactic 1 Improve Board member awareness of the day-to-day operations and state processes so that decision-making can take into account the realities of the system in which the Board office functions.**
 - Provide continuing education/information on state processes such as budgeting, staffing requirements.
 - Maintain Board member awareness of appropriate Board office units' processes that are being implemented as intended and/or written.
- **Tactic 2 Utilize a variety of communication mechanisms to communicate with the public regarding critical issues.**
 - Determine effectiveness of existing publications and communication efforts through ongoing surveys and make adjustments as warranted and feasible.
 - Continue efforts to educate nurses and others regarding the role and responsibility of the Board of Nursing and the laws and rules affecting nursing and dialysis practice.
 - Identify approaches and strategies that enable the Board to respond effectively to critical issues and trends impacting nursing and dialysis regulation.
 - Take advantage of student attendance at Board meetings to provide more formalized educational opportunities for them.
- **Tactic 3 Utilize the resources provided by National Council and others to assist in the development of effective Board member and staff leadership strategies and capabilities.**
 - President Sturbois encouraged participation of the Board members at the national level.

President Sturbois commented that Tactic 2 under Category A would include the recruitment campaign kickoff held on November 19, 2003 at the State house. Judith Brachman requested that the table be reformatted in order to make it easier to gage and to be more specific to each activity that shows the progress made toward each objective and to bring back to the January meeting for a working plan. Lisa Klenke suggested that perhaps the format could be addressed during the Board retreat in April. Anne Barnett volunteered to bring a new format to the January meeting for review and discussion.

Approvals

Nursing Education Programs
 New Program Approvals
 ATS Institute of Technology, Highland Heights

The Board received and reviewed the report of the November 12, 2003 survey visit to the ATS Institute of Technology, Highland Heights conducted to verify the accuracy of information presented in the proposal for establishing a new nursing education program. Following review and discussion;

ON BEHALF OF THE ADVISORY GROUP ON NURSING EDUCATION & PRACTICE ISSUES, JUDITH BRACHMAN MOVED THAT THE BOARD GRANT CONDITIONAL APPROVAL FOR THE ATS INSTITUTE OF TECHNOLOGY, PRACTICAL NURSING PROGRAM, HIGHLAND HEIGHTS. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE AND RICHARD NOWOWIEJSKI WERE ABSENT.

Determination of Program Approval Status
 Jefferson Community College School of Practical Nursing, Steubenville

The Board received and reviewed the report of the September 3-5, 2003 survey visit to the Jefferson Community College School of Practical Nursing, Steubenville conducted to determine approval status;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT THE JEFFERSON COMMUNITY COLLEGE SCHOOL OF PRACTICAL NURSING, STEUBENVILLE, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2003, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE AND RICHARD NOWOWIEJSKI WERE ABSENT.

Miami Valley
Career Technology
Center Program of
Practical Nursing
Education, Clayton

The Board received and reviewed the report of the September 9-11, 2003 survey visit to the Miami Valley Career Technology Center Program of Practical Nursing Education, Clayton conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE MIAMI VALLEY CAREER TECHNOLOGY CENTER PROGRAM OF PRACTICAL NURSING EDUCATION, CLAYTON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20 2003, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, THAT IT BE NOTED THAT A PROGRESS REPORT ADDRESSING THE RECOMMENDATIONS FOR ENHANCEMENT HAS BEEN SUBMITTED TO THE BOARD, AND THAT NO FURTHER PROGRESS REPORT IS REQUIRED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Butler County
Program of Practical
Nurse Education,
Hamilton

The Board received and reviewed the report of the October 1-2, 2003 survey visit to the Butler County Program of Practical Nurse Education, Hamilton conducted to determine approval status;

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BUTLER COUNTY PROGRAM OF PRACTICAL NURSE EDUCATION, HAMILTON, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2003, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-19, 2004 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

University of Toledo,
College of Health and
Human Services,
Associate Degree
Nursing Program,
Toledo

The Board received and reviewed the report of the October 21-23, 2003 survey visit to the University of Toledo, College of Health and Human Services, Associate Degree Nursing Program, Toledo conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY LISA KLENKE, THAT THE UNIVERSITY OF TOLEDO, COLLEGE OF HEALTH AND HUMAN SERVICES, ASSOCIATE DEGREE NURSING PROGRAM, TOLEDO, BE GRANTED PROVISIONAL APPROVAL EFFECTIVE NOVEMBER 20, 2003, IN ACCORDANCE WITH RULE 4723-5-04(C)(3). IT WAS FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT AN INITIAL PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE MAY 20-21, 2004 BOARD MEETING FOLLOWED BY A FINAL PROGRESS REPORT SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-19, 2004 BOARD MEETING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. RICHARD NOWOWIEJSKI ABSTAINED.

Upper Valley JVS
School of Practical
Nursing, Troy

The Board received and reviewed the report of the October 21-23, 2003 survey visit to the Upper Valley JVS School of Practical Nursing, Troy conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT THE UPPER VALLEY JVS SCHOOL OF PRACTICAL NURSING, TROY, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2003, HAVING CORRECTED THE DEFICIENCIES IDENTIFIED DURING THE DECEMBER, 2002 SURVEY VISIT RELATIVE TO RULE 4723-5-15, OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Lorain County
Community College,
AD Nursing Program,
Elyria

The Board received and reviewed the report of the October 28-29, 2003 survey visit to the Lorain County Community College, AD Nursing Program, Elyria conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN DRISCOLL, THAT THE LORAIN COUNTY COMMUNITY COLLEGE, AD NURSING PROGRAM, ELYRIA, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2003, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-19, 2004 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Youngstown State
University, BSN
Program, Youngstown

The Board received and reviewed the report of the November 4-6, 2003 survey visit to the Youngstown State University, BSN Program, Youngstown conducted to determine approval status;

IT WAS MOVED BY ANNE BARNETT, SECONDED BY LISA KLENKE, THAT THE YOUNGSTOWN STATE UNIVERSITY, BSN PROGRAM, YOUNGSTOWN, BE GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2003, IN ACCORDANCE WITH RULE 4723-5-04 OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE NOVEMBER 17-19, 2004 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Hannah E. Mullins
School of Practical
Nursing, Salem

The Board received and reviewed the report of the November 7-8, 2003 survey visit to the Hannah E. Mullins School of Practical Nursing, Salem conducted to determine approval status;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY YVONNE SMITH, THAT THE HANNAH E. MULLINS SCHOOL OF PRACTICAL NURSING, SALEM, BE RETROACTIVELY GRANTED FULL APPROVAL EFFECTIVE NOVEMBER 20, 2002, IN ACCORDANCE WITH RULE 4723-5-04 OAC, HAVING BEEN SURVEYED ON NOVEMBER 7TH THROUGH 8TH, 2002 AND HAVING DEMONSTRATED COMPLIANCE WITH CHAPTER 4723-5, OAC. IT WAS FURTHER MOVED THAT THE RECOMMENDATION FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD NO LATER THAN FOUR WEEKS PRIOR TO THE NOVEMBER 17-19, 2004 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OBN Approvers of
Continuing Education
Requests for
Reapproval of OBN
Approvers
Ohio Nurses
Association (OBN-
001-91)

The Board received a written memo on the following Approvers which were reviewed, discussed and are being recommended for re-approval as follows:

ON BEHALF OF THE ADVISORY GROUP ON CONTINUING EDUCATION, LISA KLENKE MOVED THAT THE BOARD ACCEPT THE CE ADVISORY GROUP RECOMMENDATION TO REAPPOINT THE OHIO NURSES ASSOCIATION (OBN-001-91) AS AN APPROVER OF CONTINUING EDUCATION THROUGH NOVEMBER 30, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Ohio Department of
Mental Retardation
and Developmental
Disabilities (OBN-
010-93)

ON BEHALF OF THE ADVISORY GROUP ON CONTINUING EDUCATION, LISA KLENKE MOVED THAT THE BOARD ACCEPT THE CE ADVISORY GROUP RECOMMENDATION TO REAPPOINT THE OHIO DEPARTMENT OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES (OBN-010-93) AS AN APPROVER OF CONTINUING EDUCATION THROUGH NOVEMBER 30, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Health Alliance (OBN-007-92)	ON BEHALF OF THE ADVISORY GROUP ON CONTINUING EDUCATION, LISA KLENKE MOVED THAT THE BOARD ACCEPT THE CE ADVISORY GROUP RECOMMENDATION TO REAPPOINT THE HEALTH ALLIANCE (OBN-007-92) AS AN APPROVER OF CONTINUING EDUCATION THROUGH NOVEMBER 30, 2006. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Dialysis Technician Training Programs Request for re- approval Belmont Dialysis at Crestview, St. Clairsville	The Board received and reviewed the completed re-approval application from the Belmont Dialysis @ Crestview, St. Clairsville; IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY BERTHA LOVELACE, THAT THE BOARD OF NURSING RE-APPROVE THE BELMONT DIALYSIS AT CRESTVIEW, ST. CLAIRSVILLE, FOR THE PERIOD OF NOVEMBER 30, 2003 THROUGH NOVEMBER 30, 2005. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
National Certifying Organizations Advanced Practice Nurse Practitioner etc. national certifying organizations	IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY DEBRA BROADNAX, THAT THE BOARD RE-APPROVE FOR 2004 THE FOLLOWING NATIONAL CERTIFYING ORGANIZATIONS THAT MEET THE CRITERIA SET FORTH IN ORC 4723.46, AND CERTIFY CLINICAL NURSE SPECIALISTS, NURSE ANESTHETISTS, NURSE-MIDWIVES, OR NURSE PRACTITIONERS: AMERICAN ASSOCIATION OF CRITICAL CARE NURSES CERTIFICATION CORP; COUNCIL ON CERTIFICATION OF NURSE ANESTHETISTS/COUNCIL ON RECERTIFICATION OF NURSE ANESTHETISTS; ACNM CERTIFICATION COUNCIL, INC.; AMERICAN NURSES CREDENTIALING CENTER; NATIONAL CERTIFICATION CORPORATION FOR THE OBSTETRIC, GYNECOLOGIC & NEONATAL NURSING SPECIALTIES; ONCOLOGY NURSING CERTIFICATION CORPORATION; PEDIATRIC CERTIFICATION BOARD (FORMERLY THE NATIONAL CERTIFICATION BOARD OF PEDIATRIC NURSE PRACTITIONERS AND NURSES) AND THE AMERICAN ACADEMY OF NURSE PRACTITIONERS.
	MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Licensees/Certificate Holders RNS AND LPNS	IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, THE LICENSES INITIALLY ISSUED BY THE BOARD OF NURSING SEPTEMBER 1, 2003 THROUGH OCTOBER 31, 2003 TO REGISTERED NURSES AND LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.
Advanced Practice Nurses Certificates of Authority (COAs)	IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANET SEKELSKY, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED SEPTEMBER 1, 2003 THROUGH OCTOBER 31, 2003 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Certificates to
Prescribe
(CTP & CTP
Externship)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY YVONNE SMITH, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP- EXTERNSHIP) INITIALLY ISSUED SEPTEMBER 1, 2003 THROUGH OCTOBER 31, 2003 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

OCDTs

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY, AS SUBMITTED, ALL CERTIFICATES ISSUED SEPTEMBER 1, 2003 THROUGH OCTOBER 31, 2003 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTs) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX ABSTAINED FROM DT #01029.

Adjudication
Notices of Opportunity

On Friday, November 21, 2003, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY T. DIANN CAUDILL THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: HUNNEWELL, VANESSA R.N. #206123 (CASE #01-0059); JONES, JOANNE R.N. #218361 (CASE # 02-1375,02-1230); GERMAN, TIMOTHY R.N. #205719 (CASE #03-1405); BURGESS, CONNIE IP# 052888 (CASE # 03-1773); WESTERFIELD, ANGELA IP #052757 (CASE #03-1698); SHAMROCK, MARLENE R.N. #117377 (CASE #02-0996); CRAYTON, DONNA R.N. #289230 (CASE #01-0842); WINKLER, FAYE R.N. #228342 (CASE #03-0463); TUCKER, SHANNON P.N. #101860 (CASE #02-0537); ELKINS, STEVEN IP #052729 (CASE #03-1666); CHANEY, CINDY P.N. #100837 (CASE #02-0931); STEPHENS, APRIL P.N. #076014 (CASE #02-0125); SMITH, MARLAN P.N. #057361 (CASE #03-1040); HUMPHREYS, BERNIECE P.N. #038819 (CASE #02-0846); BROWN, JENNIFER P.N. #105323 (CASE #02-0822) AND KILMER, GERALDINE P.N. #059173 (CASE #02-0762). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2003 Board meeting.

Notice of Immediate
Suspension and
Opportunity for
hearing

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY LISA KLENKE, THAT THE BOARD ISSUE A NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: KINDLER, KIM R.N. #281044 P.N. #076552 (CASE #02-1533); DITMER, ALLISON R.N. #235733 P.N. #055121 (CASE #02-1418); SCHONFELD, JENNIFER P.N. #092623 (CASE #s 03-1188 03-1219); GREEN, JANET R.N. #204865 (CASE #02-1413); RIFFLE, ANN P.N. #078814 (CASE #03-0007); WETHERBY, CARLA P.N. #096767 (CASE #s 03-0446 03-1488); CRUSE, PENELOPE P.N. #090621 (CASE #s 02-0184 03-0590); WILHELM, MARY R.N. #201303 (CASE #02-0075); TENNEY, MELISSA R.N. #202369 (CASE #01-0606); SHIELDS, VERONICA R.N. #203807 (CASE #02-0076); MAKOWSKI, DEBRA P.N. #073629 (CASE #03-0217); ROBERTS, JILL R.N. #191977 (CASE #03-0805); WELLS, BARBARA P.N. #105357 (CASE #01-0968) AND MIDDENDORF, SUSAN R.N. #286392 (CASE #03-0203). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

Complete copies of the Notices of Immediate Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the November 2003 Board meeting.

Surrenders
Voluntary Surrenders

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDERS OF LICENSE FOR THE FOLLOWING: WOODS, MONIQUE R.N. #292064 (CASE #03-0561); TABB, SHANNON R.N. #274519 (CASE #03-0326); STRADER-BRAXTON, CONNIE R.N. #209967 (CASE #s 03-1447 03-0898); GORDOS, MARCIA R.N. #123940 (CASE #94-076); ELKINS, REGINA P.N. #099635 (CASE #02-1457); RUNALS, LISA P.N. #104963 (CASE #03-1519); PEELER, DAWN P.N. #054197 (CASE #00-0394); DUGAN, CYNTHIA R.N. #267036 (CASE #03-1252); OBROCK, CONNIE R.N. #205647 P.N. #052233 (CASE #02-0738); BROWN, KATHY R.N. #240235 NM 06370 (CASE #02-0726(B) AND DEHART, BRENDA R.N. #192499 (CASE #02-1259). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT THE PERMANENT VOLUNTARY SURRENDER OF LICENSE FOR THE FOLLOWING: DECAPUA, ANN P.N. #041518 (CASE #03-0314). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the November 2003 Board meeting.

Voluntary Non-Permanent withdrawal of application for licensure by examination

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANET SEKELSKY, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY EXAMINATION FOR THE FOLLOWING: WHETZEL, KRYSTAL IP #051899 (CASE #03-1052). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANET SEKELSKY, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING: HILL, JOHN IR #938386 (CASE #03-1590). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF DIALYSIS TECH CERTIFICATION FOR THE FOLLOWING: APRIL DUBLO. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED.

Complete copies of the Voluntary Surrenders shall be maintained in the exhibit book for the November 2003 Board meeting.

Consent Agreements

On Friday, November 21, 2003, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: CIRA, RENEE P.N. #097066 (CASE #00-0273); FERRY, LOIS R.N. #100666 (CASE #S 01-0810 01-0447); NOETHEN, BARBARA R.N. #113359 (CASE #01-1073); COMBS, DENA P.N. #113829 (CASE #03-1325); FARSON, SERENA IP #406885 (CASE #03-0250); BERNDT, EMILY IR #936128 (CASE #S 03-1634 03-1466); OAKS, CHRISTINE R.N. #120868 (CASE #S 03-0944 03-1021 03-1645); PLANEY, STEVE C.R.N.A. #169196 (CASE #S 03-0003 00-0196); FANNIN, RHONDA R.N. #240057 (CASE #S 02-0340 02-0782); MELLOTT, CHRISTINA IP #406895 (CASE #03-0253); MORICK, CALLIE R.N. #282316 (CASE #S 03-1660 02-1512); HOPPER, JUANA IP #406990 (CASE #03-1159); RAMSEY, ARTENTIOUS TC #01299 (CASE #03-1525); ZUPPO, HOLLY P.N. #102329 (CASE #S 01-1088 01-0660);

Consent Agreements
Cont'd.

KRIVACIC, SUZANNE R.N. #268479 (CASE #01-0979); MAPLE, BARBARA R.N. #265399 (CASE #01-0671); BARKER, HELEN R.N. #303298 (CASE #02-1045); PIERCE, MARY P.N. #040362 (CASE #99-0934); DENT, CHERYL P.N. #072528 (CASE #01-0133); WINDON, JULIE R.N. #253717 (CASE #S 03-1375 01-1196); WILSON, SUSAN R.N. #275599 (CASE #99-0964); LAWSON, BRENDA P.N. #086517 (CASE #01-0799); DAVIS, FELICIA IP #052407 (CASE #03-1326); BARRIOS, MARILYN P.N. #082273 (CASE #S 03-0506 97-0532 96-0576); BAKER, LINDA R.N. #128963 (CASE #03-1175); WEAN, CHRISTOPHER P.N. #101901 (CASE #01-1068); MIRANDA, SHERRY P.N. #074479 (CASE #03-0373); CROSTON, BRIANA P.N. #107493 (CASE #S 03-1169 03-0214 01-1177); CHAMBERS, JAMES IP #406861 (CASE #03-0373); HINKLE, DARRELL R.N. #276702 (CASE #01-1060); KEITH, AMANDA P.N. #097971 (CASE #S 03-0197 00-0068); CORNELIUS, JENNIFER P.N. #049905 (CASE #02-0186); JOHNSON, SHERRIE P.N. #095287 (CASE #02-0803); CARTER, NONA P.N. #085234 (CASE #00-0298); FIELDS, PAULA IR #103221 (CASE #03-1496); JONES, TAVA R.N. #300845 (CASE #02-1065); LONG, ALBERT P.N. #101246 (CASE #S 01-0018 00-0350); HARDY, KRISTEN IP #052865 (CASE #03-1768); KRUPA, YVETTE R.N. #217455 (CASE #01-1024); HUSTON, KAREN R.N. #228912 (CASE #S 03-0581 97-0529); KREUZ, GREGORY R.N. #289525 (CASE #S 03-0141 02-0005); GROSS, EUGENIA P.N. #060869 (CASE #02-0204); CREEKMORE, ANN MARIE R.N. #259246 (CASE #02-1245); ROBINSON, THEA R.N. #184453 (CASE #S 02-1169 02-1352); ALLEN, TINA P.N. #092179 (CASE #02-0520); SMITH, GREGORY R.N. #233941 (CASE #02-1543); LONGO, MARYBETH R.N. #194383 NS 06896 (CASE #03-0742) AND PLUM, JAMES R.N. #172925 (CASE #02-0478). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: FERRY, LOIS P.N. #100666 (CASE #01-0810); FANNIN, RHONDA R.N. #240057 (CASE #02-0340); ZUPPO, HOLLY P.N. #102329 (CASE #01-1088); BARKER, HELEN R.N. #303298 (CASE #02-1045); WILSON, SUSAN R.N. #275599 (CASE #99-0964); CROSTON, BRIANA P.N. #107493 (CS #'S 03-1169 03-0214 01-1177); KEITH, AMANDA P.N. #097971 (CASE #03-0197) AND CARTER, NONA P.N. #085234 (CASE #00-0298). JANET SEKELSKY OPPOSED ON FERRY, LOIS P.N. #100666 (CASE #01-0810) AND ZUPPO, HOLLY P.N. #102329 (CASE #01-1088) AND ABSTAINED ON PLUM, JAMES RN #172925 (CASE #02-0478). ANNE BARNETT OPPOSED ON THE FOLLOWING: FERRY, LOIS P.N. #100666 (CASE #01-0810); FANNIN, RHONDA R.N. #240057 (CASE #02-0340); ZUPPO, HOLLY P.N. #102329 (CASE #01-1088) AND WILSON, SUSAN R.N. #275599 (CASE #99-0964). BERTHA LOVELACE ABSTAINED ON PLANNEY, STEVE R.N. #169196 NA #00536 (CS #'S 03-0003, 00-0196). DEBRA BROADNAX ABSTAINED ON RAMSEY, ARTENTIOUS TC #01299 (CASE #03-1525). LISA KLENKE ABSTAINED ON BAKER, LINDA RN #128963 (CASE #03-1175). KATHLEEN DRISCOLL ABSTAINED ON FIELDS, PAULA IR #103221 (CASE #03-1496). YVONNE SMITH AND MARY KAY STURBOIS ABSTAINED ON ALL CASES.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the November 2003 Board meeting.

Hearing Officer Reports
Hall, Janeane P.N.
#078282 (Case #02-
1385)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Hall, Janeane P.N. #078282; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; and Report and Recommendation of Hearing Examiner Christopher B. McNeil.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF JANEANE HALL, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM REVOCATION FOR EACH VIOLATION TO PERMANENT REVOCATION FOR EACH VIOLATION AND THAT JANEANE HALL'S LICENSE TO PRACTICE NURSING, AS A LICENSED

Hall, Janeane P.N.
#078282 (Case #02-
1385) Cont'd.

PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. HALL'S HISTORY OF RELAPSES AND THE FAILURE TO COMPLY WITH THE MONITORING PROGRAM, THE OHIO BOARD OF NURSING DOES NOT BELIEVE THAT THE PUBLIC WOULD BE SAFEGUARDED WITH MS. HALL IN PRACTICE AT ANY TIME IN THE FUTURE.

THE BOARD FURTHER ORDERS JANEANE HALL TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE PN #078282 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. ANNE BARNETT, MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Barger, Melissa P.N.
#100042 (Case #03-
0125)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Barger, Melissa P.N. #100042; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits and Report and Recommendation of Hearing Examiner Grant D. Shoub.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF BARGER, MELISSA, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DISAPPROVE THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT MELISSA BARGER'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED. THE RATIONALE FOR THE DISAPPROVAL IS DUE TO MS. BARGER'S SIGNIFICANT DRUG HISTORY, HER SUBSTITUTION OF A DRUG THAT COULD CAUSE SERIOUS BODILY HARM WHICH COULD RESULT IN LIFE THREATENING EFFECTS, AND DUE TO THE VULNERABILITY OF THE PATIENTS IN HER CARE.

THE BOARD FURTHER ORDERS MELISSA BARGER TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE PN #100042 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

Barger, Melissa P.N.
#100042 (Case #03-
0125) Cont'd.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Ring, Catherine R.N.
#176805 (Case #00-
0571)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Ring, Catherine R.N. #176805; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Stipulation; Respondent's Exhibit; State's Post Hearing brief; Report and Recommendation of Hearing Examiner Christopher McNeil; Respondent's Objections to the Report & Recommendation; State's Response to Respondent's Objections; Respondent's Motion to Strike State's Response and State's Response to the Report and Recommendation and withdrawal.

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE THAT IN THE MATTER OF RING, CATHERINE, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR REVOCATION FOR THE GUILTY PLEAS TO TWO COUNTS OF THEFT OF DRUGS, WHICH ARE FELONY CHARGES AND STATE DRUG LAW VIOLATIONS AND INGESTING OXYCODONE AND HYDROCODONE WITHOUT A VALID PRESCRIPTION AND REVOCATION FOR FAILURE TO COMPLY WITH THE ALTERNATIVE PROGRAM AGREEMENT AND THAT IN ACCORDANCE WITH OHIO REVISED CODE SECTION 4723.28(K), THE BOARD SPECIFY THAT ITS ACTION IS PERMANENT FOR ALL VIOLATIONS AND THAT CATHERINE RING'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED.

THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE BOARD'S DETERMINATION THAT BASED UPON MS. RING'S VIOLATIONS; MS. RING'S RETURN TO NURSING PRACTICE WOULD BE A DANGER TO PUBLIC SAFETY.

THE BOARD FURTHER ORDERS CATHERINE RING TO SURRENDER HER REGISTERED NURSE LICENSE RN #176805 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Buchman, Jacquelyn
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#073750 (Case #02-
0294)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Buchman, Jacquelyn R.N. 209934 P.N. #073750; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Stipulations and Report and Recommendation of Hearing Examiner Grant D. Shoub.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR AN INDEFINITE SUSPENSION WITH THE CONDITIONS FOR REINSTATEMENT AS SET FORTH BELOW AND PROBATION FOR A MINIMUM PERIOD OF ONE (1) YEAR FOLLOWING REINSTATEMENT WITH THE TERMS AND CONDITIONS AS SET FORTH BELOW.

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

JACQUELINE BUCHMAN'S'S LICENSE TO PRACTICE NURSING AS REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME:

CONDITIONS FOR REINSTATEMENT

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

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

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

MS. BUCHMAN SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TEN (10) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MS. BUCHMAN 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. BUCHMAN'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. BUCHMAN SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. BUCHMAN SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. BUCHMAN

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SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BUCHMAN SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. BUCHMAN SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. BUCHMAN AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. BUCHMAN'S LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

PSYCHIATRIC EVALUATION & TREATMENT

MS. BUCHMAN SHALL, AT HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION FROM A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF SUCH EVALUATION. PRIOR TO THE EVALUATION, MS. BUCHMAN SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS CONSENT AGREEMENT 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. BUCHMAN'S LICENSE, AND A STATEMENT AS TO WHETHER MS. BUCHMAN IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

MS. BUCHMAN SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE PROFESSIONAL UNTIL RELEASED. FURTHER, MS. BUCHMAN AGREES THAT THE BOARD MAY USE THE PROFESSIONAL RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, LIMITATIONS ON MS. BUCHMAN'S LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS CONSENT AGREEMENT.

MS. BUCHMAN 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. BUCHMAN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BUCHMAN'S HISTORY.

TREATING PRACTITIONERS AND REPORTING

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. BUCHMAN SHALL PROVIDE A COPY OF THIS ORDER TO ALL TREATING PRACTITIONERS AND SHALL PROVIDE TO THE BOARD A LIST OF ALL TREATING PRACTITIONERS, INCLUDING

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

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

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

REPORTING REQUIREMENTS OF MS. BUCHMAN

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

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

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

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

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

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MS. BUCHMAN SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MS. BUCHMAN, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MS. BUCHMAN'S CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

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

FOLLOWING REINSTATEMENT, MS. BUCHMAN SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF ONE (1) YEAR:

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

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

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

MS. BUCHMAN 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. BUCHMAN'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. BUCHMAN SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

MS. BUCHMAN 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. BUCHMAN SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BUCHMAN'S HISTORY.

TREATING PRACTITIONERS AND REPORTING

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

MS. BUCHMAN 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. BUCHMAN THROUGHOUT THE DURATION OF THIS

ORDER.

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

EMPLOYMENT CONDITIONS

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

WHEN WORKING AS A NURSE, MS. BUCHMAN SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES AND SHALL NOT FUNCTION AS A SUPERVISOR.

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

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

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

REPORTING REQUIREMENTS OF MS. BUCHMAN

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

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

MS. BUCHMAN 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.

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

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

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

MS. BUCHMAN'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. BUCHMAN HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. BUCHMAN VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. BUCHMAN MAY REQUEST A HEARING REGARDING THE CHARGES. THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS BUCHMAN HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. BUCHMAN IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. BUCHMAN AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. BUCHMAN DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Jackson, Darlene P.N.
#066563 (Case #02-
1565)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Jackson, Darlene P.N. #066563; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits and Report and Recommendation of Hearing Examiner Grant D. Shoub.

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD CORRECT THE TYPOGRAPHICAL ERROR ON PAGE ONE TO STATE MS. JACKSON AND ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR PERMANENT REVOCATION AND THAT DARLENE JACKSON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED.

Jackson, Darlene P.N.
#066563 (Case #02-
1565) Cont'd.

THE BOARD FURTHER ORDERS DARLENE JACKSON TO SURRENDER HER LICENSED PRACTICAL NURSE PN #066563 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Fay, Nicole P.N.
#102757 (Case #02-
0331)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Fay, Nicole P.N. #102757; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; State's Memorandum regarding Alford Plea and Report and Recommendation of Hearing Examiner Christopher McNeil.

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY JUDITH BRACHMAN, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM REVOCATION TO PERMANENT REVOCATION AND THAT NICOLE FAY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE FACT THAT THERE WAS ACTUAL PHYSICAL HARM TO THE PATIENT.

THE BOARD FURTHER ORDERS NICOLE FAY TO SURRENDER HER LICENSED PRACTICAL NURSE PN #102757 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. RICHARD NOWOWIEJSKI OPPOSED. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Eagan, Sharon P.N.
#020847 (Case #01-
0684)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Eagan, Sharon P.N. #020847; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Report and Recommendation of Hearing Examiner Christopher McNeil; Respondent's Objections and AAG's response to Respondent's Objections.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT SHARON EAGAN'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS DUE TO MS. EAGAN'S EXTENSIVE HISTORY OF UNRESOLVED DRUG ABUSE.

THE BOARD FURTHER ORDERS SHARON EAGAN TO SURRENDER HER LICENSED PRACTICAL NURSE PN #020847 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Keefover, Cindy P.N.
#096823 (Case #01-
081)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Keefover, Cindy P.N. #096823; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Report and Recommendation of Hearing Examiner Christopher McNeil; and a letter from Respondent stating that she contests the recommendations.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR PERMANENT REVOCATION AND THAT CINDY KEEFOVER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS CINDY KEEFOVER TO SURRENDER HER LICENSED PRACTICAL NURSE PN #096823 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

Keefover, Cindy P.N.
#096823 (Case #01-081)
Cont'd.

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Ross, Angela R.N.
#249778 (Case #02-0925)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Ross, Angela R.N. #249778; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcripts; State's Exhibits; Report and Recommendation of Hearing Examiner Christopher McNeil; Respondent's Exhibits and Respondent's Objections to the Report and Recommendation.

IT WAS MOVED BY MARY JEAN FLOSSIE, SECONDED BY JANET SEKELSKY, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FOR A SUSPENSION WITH CREDIT FOR TIME SERVED IN INCARCERATION AND WITH THE CONDITIONS FOR REINSTATEMENT AS SET FORTH BELOW AND PROBATION FOR A MINIMUM PERIOD OF TWO (2) YEARS FOLLOWING REINSTATEMENT WITH THE TERMS AND CONDITIONS AS SET FORTH BELOW.

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

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

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

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

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

Ross, Angela R.N.
#249778 (Case #02-
0925) Cont'd.

PSYCHIATRIC EVALUATION

MS. ROSS SHALL, AT HER OWN EXPENSE, SEEK A PSYCHIATRIC EVALUATION FROM A BOARD APPROVED PSYCHIATRIST AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF SUCH EVALUATION. PRIOR TO THE EVALUATION, MS. ROSS SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER 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. ROSS'S LICENSE, AND A STATEMENT AS TO WHETHER MS. ROSS IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

MS. ROSS SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE PROFESSIONAL UNTIL RELEASED. FURTHER, MS. ROSS AGREES THAT THE BOARD MAY USE THE PROFESSIONAL RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, LIMITATIONS ON MS. ROSS'S LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

REPORTING REQUIREMENTS OF MS. ROSS

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

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

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

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

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

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

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

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

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

Ross, Angela R.N.
#249778 (Case #02-
0925) Cont'd.

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

EMPLOYMENT CONDITIONS

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

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

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

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

REPORTING REQUIREMENTS OF MS. ROSS

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

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

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

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

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

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

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

FAILURE TO COMPLY

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

Ross, Angela R.N.
#249778 (Case #02-
0925) Cont'd.

THIS NOTICE, MS. ROSS MAY REQUEST A HEARING REGARDING THE CHARGES.

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Blocksom, Paul R.N.
#258206 R.N. #090447
(Case #s 99-0157 99-
0748)

On Friday, November 21, 2003, President Sturbois requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Blocksom, Paul R.N. #258206 P.N. #090447; upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Report and Recommendation of Hearing Examiner Grant D. Shoub; Respondent's Objections to the Report and Recommendation and State's Response to the Report and Recommendation.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT PAUL BLOCKSOM'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED.

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

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

THE BOARD FURTHER ORDERS PAUL BLOCKSOM TO SURRENDER HIS REGISTERED NURSE RN #258206 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST, DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. BERTHA LOVELACE, MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2003 Board meeting.

No Requests for
Hearing
Williams, Kenyetta
P.N. #103176 (Case
#00-0578)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY LISA KLENKE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. WILLIAMS IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. WILLIAMS HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT KENYETTA WILLIAMS' LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

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

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

THE BOARD FURTHER ORDERS KENYETTA WILLIAMS TO SURRENDER HER LICENSED PRACTICAL NURSE PN #103176 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST. DAY OF NOVEMBER 2003.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. RICHARD NOWOWIEJSKI, MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Fikar, Barbara P.N.
#050459 (Case #02-
1495)

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FIKAR IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. FIKAR HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT BARBARA FIKAR'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN ONE (1) YEAR WITH THE CONDITIONS FOR REINSTATEMENT AS SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT MS. FIKAR SHALL BE SUBJECT TO THE PROBATIONARY TERMS AND CONDITIONS AS SET FORTH BELOW FOR A MINIMUM PERIOD OF THREE (3) YEARS AND A PERMANENT NARCOTIC RESTRICTION, AND PERMANENT PRACTICE RESTRICTIONS.

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

BARBARA FIKAR'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD FOR TIME BUT NOT LESS THAN ONE YEAR WITH THE FOLLOWING CONDITIONS FOR REINSTATEMENT:

CONDITIONS FOR REINSTATEMENT

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

Fikar, Barbara P.N.
#050459 (Case #02-
1495) Cont'd.

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

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

MS. FIKAR SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; TWENTY (20) HOURS OF CHEMICAL DEPENDENCY; AND TEN (10) HOURS OF ETHICS.

MONITORING OF REHABILITATION AND TREATMENT

MS. FIKAR 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. FIKAR'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. FIKAR SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

NOT LESS THAN ONE (1) YEAR PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FIKAR SHALL, AT HER OWN EXPENSE, SEEK A CHEMICAL DEPENDENCY EVALUATION BY A BOARD APPROVED CHEMICAL DEPENDENCY PROFESSIONAL AND SHALL PROVIDE THE BOARD WITH COMPLETE DOCUMENTATION OF THIS EVALUATION. PRIOR TO THE EVALUATION, MS. FIKAR SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FIKAR SHALL EXECUTE RELEASES TO PERMIT THE CHEMICAL DEPENDENCY PROFESSIONAL TO OBTAIN ANY INFORMATION DEEMED APPROPRIATE AND NECESSARY FOR THE EVALUATION. THE CHEMICAL DEPENDENCY PROFESSIONAL SHALL SUBMIT A WRITTEN OPINION TO THE BOARD THAT INCLUDES DIAGNOSES, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. FIKAR SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF THE TREATMENT PLAN DEVELOPED BY THE CHEMICAL DEPENDENCY PROFESSIONAL DESCRIBED ABOVE UNTIL RELEASED. FURTHER, MS. FIKAR AGREES THAT THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. FIKAR'S LICENSE AND THAT THE TERMS, CONDITIONS, AND LIMITATIONS SHALL BE INCORPORATED IN AN ADDENDUM TO THIS ORDER.

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

Fikar, Barbara P.N.
#050459 (Case #02-
1495) Cont'd.

WHETHER MS. FIKAR IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

MS. FIKAR 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. FIKAR SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FIKAR'S HISTORY.

MS. FIKAR SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. FIKAR SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

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

REPORTING REQUIREMENTS OF MS. FIKAR

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

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

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

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

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

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

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

CRIMINAL RECORDS CHECK

WITHIN SIX (6) MONTHS OF REQUESTING REINSTATEMENT, MS. FIKAR SHALL SUBMIT A REQUEST TO THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION (BCII) TO CONDUCT A CRIMINAL RECORDS CHECK OF MS. FIKAR, INCLUDING A CHECK OF FEDERAL BUREAU OF INVESTIGATION RECORDS, AND REQUEST BCII TO SUBMIT THE MS. FIKAR'S CRIMINAL RECORDS CHECK REPORTS TO THE BOARD.

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

FOLLOWING REINSTATEMENT, MS. FIKAR SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF THREE YEARS:

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

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

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

MS. FIKAR 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. FIKAR'S HISTORY OF CHEMICAL DEPENDENCY AND RECOVERY STATUS. MS. FIKAR SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

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

Fikar, Barbara P.N.
#050459 (Case #02-
1495) Cont'd.

MS. FIKAR 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. FIKAR SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FIKAR'S HISTORY.

MS. FIKAR SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. FIKAR SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

TREATING PRACTITIONERS AND REPORTING

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

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

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

EMPLOYMENT CONDITIONS

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

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

MS. FIKAR SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT.

MS. FIKAR SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT.

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

AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

Fikar, Barbara P.N.
#050459 (Case #02-1495) Cont'd.

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

REPORTING REQUIREMENTS OF MS. FIKAR

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

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

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

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

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

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

FAILURE TO COMPLY

MS. FIKAR'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. FIKAR HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. FIKAR VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. FIKAR MAY REQUEST A HEARING REGARDING THE CHARGES. THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS FIKAR HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. FIKAR IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. FIKAR AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. FIKAR 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.

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

Fikar, Barbara P.N.
#050459 (Case #02-
1495) Cont'd.

PERMANENT NARCOTIC RESTRICTION

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

PERMANENT PRACTICE RESTRICTIONS

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

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

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21st. DAY OF NOVEMBER 2003.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JANET SEKELSKY, MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2003 Board meeting.

McCann, Becky P.N.
#071175 (Case #01-
0354)

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MCCANN IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES, THE BOARD FINDS THAT MS. MCCANN HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF OPPORTUNITY FOR HEARING AND THAT BECKY MCCANN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

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

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

THE BOARD FURTHER ORDERS BECKY MCCANN TO SURRENDER HER LICENSED PRACTICAL NURSE PN #071175 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST. DAY OF NOVEMBER 2003.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. DEBRA BROADNAX OPPOSED. MARY JEAN FLOSSIE, RICHARD NOWOWIEJSKI, MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Linnert, Nancy R.N.
#255012 (Case #03-0006)

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

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

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

THE BOARD FURTHER ORDERS NANCY LINNERT TO SURRENDER HER REGISTERED NURSE RN #255012 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENERED UPON THE JOURNAL OF THE BOARD FOR THE 21ST. DAY OF NOVEMBER 2003. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the November 2003 Board meeting.

Miscellaneous
Compliance Issues
Lift of
Suspension/Probation
Denton, Toni P.N.
#089812 (Case #02-0105)

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT DENTON, TONI P.N. #089812, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Greutman, Wendy
R.N. #219824 (Case #99-0408)

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANET SEKELSKY, THAT GREUTMAN, WENDY R.N. #219824, HAVING MET THE REQUIREMENTS OF HER MARCH 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Helfrich-Miller, Marta
R.N. #148856 (Case #02-0469)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT HELFRICH-MILLER, MARTA R.N. #148856, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

- Johnson, Tammy R.N. #284662 (Case #01-0324) IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT JOHNSON, TAMMY R.N. #284662, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 16, 2001 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Rau, Andrea R.N. #300325 (Case #02-0074) IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT RAU, ANDREA R.N. #300325, HAVING MET THE REQUIREMENTS OF HER MAY 17, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Ronyak, Jill, RN #220161 (Case #01-0866) IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT RONYAK, JILL RN #220161 HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE AMENDED CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Schaffer, Diane R.N. #224654 (Case #02-0124) IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY JUDITH BRACHMAN, THAT SCHAFFER, DIANE R.N. #224654, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Schultz, Keith R.N. #303401 (Case #02-0564) IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT SCHULTZ, KEITH R.N. #303401, HAVING MET THE REQUIREMENTS OF HIS SEPTEMBER 20, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Smith, Mystic R.N. #247615 P.N. #078232 (Case #01-0181) IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT SMITH, MYSTIC R.N. #247615 P.N. #078232, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Turpin, Rosalyn R.N. #194630 (Case #01-0772) IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY LISA KLENKE, THAT TURPIN, ROSALYN R.N. #194630, HAVING MET THE REQUIREMENTS OF HER JULY 19, 2002 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.
- Yousavich, Cheryl R.N. #237744 (Case #98-0348) IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT YOUSAVICH, CHERYL R.N. #237744, HAVING MET THE REQUIREMENTS OF HER SEPTEMBER 17, 1999 ADJUDICATION ORDER AND SUBSEQUENT NOVEMBER 17, 2000 REINSTATEMENT CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Consent Agreement
Modifications
Davis, Tammy R.N.
#189735 (Case #02-
0635)

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT PARAGRAPH "VI" OF TAMMY A. DAVIS' JANUARY 17, 2003 CONSENT AGREEMENT WITH THE BOARD BE MODIFIED TO REDUCE THE REQUIRED NUMBER OF CONTINUING EDUCATION HOURS IN DRUG LAWS FROM TEN (10) TO FIVE (5) AND TO REPLACE THE DIFFERENCE WITH FIVE (5) HOURS IN CO-DEPENDENCY. THE REASON FOR THE MODIFICATION IS THE ABSENCE OF READILY AVAILABLE CONTINUING EDUCATION IN DRUG LAWS. THEREFORE, THE LANGUAGE IN PARAGRAPH "VI" WILL BE REPLACED WITH THE FOLLOWING:

"MS. DAVIS SHALL SUCCESSFULLY COMPLETE AND SUBMIT DOCUMENTATION OF SATISFACTORY COMPLETION OF CONTINUING NURSING EDUCATION IN THE FOLLOWING: 1) TWO (2) HOURS IN LAWS AND RULES WHICH GOVERN THE PRACTICE OF NURSING IN THE STATE OF OHIO; 2) TEN (10) HOURS IN CHEMICAL DEPENDENCY; (3) FIVE (5) HOURS IN DRUG LAWS; 4) FIVE (5) HOURS IN CO-DEPENDENCY; AND 5) TWENTY (20) HOURS IN ETHICS. THESE CONTINUING EDUCATION CONDITIONS ARE IN ADDITION TO THOSE REQUIRED FOR LICENSURE RENEWAL AND SHALL BE COMPLETED BY JANUARY 2004." MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Porter, Tammy R.N.
#248269 (Case #01-
0847)

IT WAS MOVED BY BERTHA LOVELACE, SECONDED BY JANET SEKELSKY, THAT PARAGRAPH "XII" OF TAMMY K. PORTER'S NOVEMBER 22, 2002 CONSENT AGREEMENT WITH THE BOARD BE MODIFIED TO REDUCE THE REQUIRED NUMBER OF CONTINUING EDUCATION HOURS IN DRUG LAWS FROM TEN (10) TO SIX (6) AND TO REPLACE THE DIFFERENCE WITH FOUR (4) HOURS OF CONTINUING NURSING EDUCATION IN PAIN MANAGEMENT. THE REASON FOR THE MODIFICATION IS THE ABSENCE OF READILY AVAILABLE CONTINUING EDUCATION IN DRUG LAWS. THEREFORE, THE LANGUAGE IN PARAGRAPH "XII" WILL BE REPLACED WITH THE FOLLOWING:

"MS. PORTER SHALL SUCCESSFULLY COMPLETE AND SUBMIT DOCUMENTATION OF SATISFACTORY COMPLETION OF SIX (6) HOURS OF CONTINUING NURSING EDUCATION IN DRUG LAWS; AND FOUR (4) HOURS OF CONTINUING NURSING EDUCATION IN PAIN MANAGEMENT. THIS CONTINUING EDUCATION SHALL BE IN ADDITION TO THOSE REQUIRED FOR LICENSURE RENEWAL. THE DOCUMENTATION OF SATISFACTORY COMPLETION OF THIS CONTINUING NURSING EDUCATION SHALL BE SUBMITTED TO AND RECEIVED BY THE BOARD NO LATER THAN DECEMBER 31, 2003." MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Evans, Jeffrey R.N.
#250563 (Case #s 98-
0002 95-0269)

IT WAS MOVED BY RICHARD NOWOWIEJSKI, SECONDED BY KATHLEEN DRISCOLL, THAT PARAGRAPH "XV" OF JEFFREY S. EVANS' MARCH 21, 2003 CONSENT AGREEMENT WITH THE BOARD BE MODIFIED TO REMOVE THE PROHIBITION OF MR. EVANS WORKING A NIGHT IN SHIFT IN ANY NURSING JOB FOR THE FIRST YEAR OF HIS EMPLOYMENT, AND TO REPLACE IT WITH LANGUAGE THAT PROVIDES FOR THE BOARD'S DISCRETION TO REVIEW AND APPROVE MR. EVANS' WORKING IN ANY NURSING POSITION THAT REQUIRES NIGHT SHIFT WORK DURING HIS FIRST YEAR OF NURSING EMPLOYMENT. THE REASON FOR THE MODIFICATION AND THE REMAINING WORK RESTRICTIONS ARE ADEQUATE TO ENSURE PUBLIC PROTECTION AND THE BOARD'S ABILITY TO MONITOR MR. EVANS' NURSING PRACTICE. THEREFORE, THE LANGUAGE IN PARAGRAPH "XV" WILL BE REPLACED WITH THE FOLLOWING:

"PRIOR TO WORKING IN ANY NURSING POSITION THAT REQUIRES WORK ON THE NIGHT SHIFT DURING HIS FIRST YEAR OF EMPLOYMENT, MR. EVANS SHALL OBTAIN APPROVAL FROM THE BOARD OR ITS DESIGNEE. THE

BOARD'S APPROVAL WILL REQUIRE MR. EVANS' PROVISION OF THE NIGHT SHIFT POSITION DESCRIPTION AND THE NIGHT SHIFT STAFFING PATTERNS THAT AFFIRMS PROVISION OF MR. EVANS' REQUIRED ON-SITE REGISTERED NURSE SUPERVISION." MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. MARY KAY STURBOIS AND YVONNE SMITH ABSTAINED.

Old Business/Prior Meeting Follow-up

Error Reduction efforts
Update on ODH Initiative
Patient Safety Discussion Forum

The Board received a written memo regarding the Patient Safety Discussion Forum submitted by Lisa Emrich. Ms. Emrich highlighted the report covering a recent meeting on October 22, 2003 facilitated by Dr. Nick Baird, Director, Ohio Department of Health. The Agency for Healthcare & Research Quality (AHRQ) has established a website called WebM&M: Morbidity and Mortality Rounds on the Web (<http://www.webmm.ahrq.gov>). A copy of the web page was attached. AHRQ is asking for agencies to sponsor/support the site by listing themselves as such. There is no fee or other commitments required of the listed sponsors. Therefore, Ms. Emrich requested that the Board consider its listing on this important government website in further support of the elimination of medical errors. Following review and discussion;

Patient Safety Discussion Forum

IT WAS MOVED BY LISA KLENKE, SECONDED BY RICHARD NOWOWIEJSKI, THAT THE BOARD OF NURSING BE LISTED AS A SPONSOR OF THE AGENCY FOR HEALTHCARE RESEARCH AND QUALITY'S MORBIDITY & MORTALITY WEBSITE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

September 2003 Board meeting follow-up

See agenda item 1.3 (Executive Director Report).

Comparison of the May and September Board meetings on the road

The Board received a written memo regarding Board meeting travel comparison of the May and September Board meetings on the road submitted by Eric Mays. Following review of the travel expense data and summary the Board agreed that attendance had been disappointing, however felt that it does offer an opportunity for the public to attend a Board meeting and shows that the Board is attempting to outreach and are accessible. It was agreed by general consent of the Board that a meeting would be held once a year on the road and directed John Brion to research and bring back options as to the time of year and place that would work best for "on the road" board meeting for discussion during the January Board meeting.

Review of Meeting/Evaluation of Processes

Patricia Schlecht asked whether Board members could receive the disciplinary cases sooner in the mail or be divided up into smaller mailings. She stated that receiving a large amount the week before deliberations is difficult to review. Ms. Schlecht stated that holding the deliberations on Wednesday afternoon went well and asked whether the Board should consider Wednesdays for future meetings.

Debra Broadnax felt that deliberations should only be held on the Wednesday of the November Board meeting.

Board member Richard Nowowiejski began a discussion on the process used to nominate the Board officers and felt that it needs to be improved. He suggested that the process begin in July for those seeking nomination to make a call for interest. He further stated that there is a perception that the disciplinary member slides into the Presidency office as in past history. He felt that the democratic process is not being used and back room politics are going on, but did not know this for sure. He suggested that a roster be developed perhaps during the September Board meeting listing those interested in seeking office before the vote in November. Patricia Schlecht stated that she felt September would be a good time to have an informal discussion, but to have the vote on Friday during the November meeting. Lisa Klenke added that some Boards have a more formal process utilizing a nominating committee who prepare a slate of those actively seeking office. President Sturbois stated in terms of Mr. Nowowiejski's comments regarding a perception toward the elections, majority vote still stands for those elected from the nominations put forth. Patricia Schlecht stated that she felt September would be a good time to prepare a roster of candidates and change the election process. President Sturbois directed Theresa Stir to revise the

Board's policy to reflect the discussion and review when the Board reviews guidelines at the July Board meeting.

President Sturbois stated that this was a good meeting and she appreciated all of the support over the last two years serving as the Chair. She stated this was a wonderful working experience and opportunity to serve the Board and wished the best to the new officers.

Judith Brachman commented that National Council of State Boards of Nursing (NCSBN) wants to adopt the "Model Code of Professional Conduct." She asked whether it could be revised to not be so negative. Ms. Brachman thanked President Sturbois for her leadership.

John Brion thanked the staff and recognized Theresa Stir for her work on the rules for this meeting.

Yvonne Smith asked whether it would be better to hold the Board dinner on Wednesday night instead of Thursday night in November. Mary Jean Flossie stated that she preferred to stay with Thursday night. She felt that on Wednesday night she needs that time to review the compliance materials before deliberations.

Richard Nowowiejski asked whether the number of disciplinary cases is higher this time of year. Lisa Ferguson Ramos responded that the number of cases varies depending upon the number of requests for hearings. She volunteered to track the numbers for each meeting and provide the information to the Board.

The meeting was adjourned at 2:00 p.m. on November 21, 2003.

Adjourn

Mary Kay Sturbois, RN, BSN, CDE
President

Attest:

John M. Brion, RN, MS
Secretary