



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD SEPTEMBER 19, 2014

The regular meeting of the Ohio Board of Nursing (Board) was held on September 19, 2014 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Friday, September 19, 2014 at 8:30 a.m., President Judith Church called the Board meeting to order. Vice-President J. Jane McFee read the Board mission and President Church recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves.

BOARD MEMBERS

Judith Church, RN, President
J. Jane McFee, LPN, Vice-President
Janet Arwood, LPN
Brenda Boggs, LPN
Nancy Fellows, RN
Lisa Klenke, RN
Maryam Lyon, RN (Absent)
Susan Morano, RN
Patricia Sharpnack, RN (Absent)
Sheryl Warner, Consumer Member (Absent)

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Friday, Open Forum was held at 10:00 a.m. Executive Session was at 10:36 a.m.; Monica Williams and Attorney Beth Collis, and Steven Kochheiser, AAG, addressed the Board at 11:20 a.m.; Laura Rako and Attorney Jim McGovern, and Steven Kochheiser, AAG, addressed the Board at 11:30 a.m.; Assistant Attorney General Steven Kochheiser, and Stacy Burns and Attorney Steven Sindell, addressed the Board at 11:40 a.m.

Approval of Minutes of the July 2014 Meeting

Action: It was moved by Lisa Klenke, seconded by Susan Morano, that the Board approve the minutes from the July 2014 Board meeting as submitted. Motion adopted by majority vote of the Board members with Judith Church abstaining.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- In August, the Board welcomed four new employees: Lisa Hashemian, Education Regulatory Surveyor; Patricia Johnson, Compliance Agent; and Gwendolyn Hamilton and Angela Aikens, Licensure/Certification Specialists.
- The Board congratulated employees for their state service: Peggy Carrier, 25 years; Marion Wilson, 20 years; and Julia Hilty, 15 years.
- The Opiates and Other Controlled Substances Reforming Practices Committee (OOCs) of the Governor's Cabinet Opiate Action Team (GCOAT) has developed and disseminated responsible opioid prescribing practices for Ohio's clinicians. The Committee is now focusing on effective and safe management of patients who need care for acute pain. Tom Dilling attended the first meeting to begin this work.
- T. Dilling and B. Houchen are attending meetings with the Medical, Pharmacy, and Dental Boards to discuss implementation of HB 341, Schedule II Drug Prescriptions. The bill imposes new legal requirements, as presented at the last Board meeting, for CTP holders.
- In August T. Dilling was a panel presenter at the Health Policy Institute of Ohio Second Annual Telehealth Leadership Summit to provide an update on Ohio regulations.
- Board staff are developing a funding request to expand participation in the NCSBN Data Integrity Project to include the uploading of public discipline records into Nursys, the national nursing database.
- The 2014 LPN renewal cycle ended on August 31, 2014. During this renewal period, 50,394 LPNs renewed their licenses online; 2,339 LPNs placed their licenses on inactive status; and 6,637 LPN licenses lapsed. Nursing workforce data was collected for LPNs.

Legislative Report

T. Dilling presented the legislative report. He reported that in April 2013 the Nursing, Medical, and Pharmacy Boards issued a joint regulatory statement endorsing the prescription of naloxone (Narcan™) to those who are at high-risk for opioid drug overdose. In March 2014, the Ohio legislature passed and Governor Kasich signed HB 170, permitting APRN prescribers and other prescribers to personally furnish or issue a prescription for naloxone to a friend, family member, or other individual at risk of experiencing an opioid-related overdose with whom they are in a position to provide assistance. The Nursing, Medical, and Pharmacy Boards propose to update the joint regulatory statement to incorporate these changes in law.

Action: It was moved by Susan Morano, seconded by Nancy Fellows, that the Board approve the Regulatory Statement on Naloxone as submitted. Motion adopted by unanimous vote of the Board members.

Legislative Proposal for Budget Bill

For the proposed budget bill, Board staff are recommending that the requirement to collect a \$5 fee for written licensure verification be eliminated. Section 4723.08(A)(19), ORC. Technology has reduced and nearly eliminated the need for written verification by Board staff. Total revenue realized per fiscal year is estimated to be less than \$200, and the cost of processing payment outweighs any benefit of collecting the nominal fee. The Board agreed by general consensus to seek elimination of the written licensure verification fee through the budget bill.

Budget Request for Fiscal Years 2016-2017

Kathy King reviewed the budget request for fiscal years 2016-2017. Board members agreed with the proposal and praised the quality of the budget request.

EXECUTIVE SESSION

On Friday September 19, 2014:

Action: It was moved by J. Jane McFee that the Board go into executive session to discuss pending or imminent court action with legal counsel, and to discuss the employment, dismissal, discipline, promotion, demotion or compensation of a public employee. A roll call vote was taken. The Board entered Executive Session at 10:36 a.m. and reported out of Executive Session at 11:15 a.m.

NEW BUSINESS

Ohio Board of Nursing Annual Report for Fiscal Year 2014

B. Houchen reviewed the draft Annual Report. Board members complimented staff on excellent work.

Action: It was moved by Lisa Klenke, seconded by Janet Arwood, that the Board approve the Ohio Board of Nursing Annual Report for Fiscal Year 2014 as submitted. Motion adopted by unanimous vote of the Board members.

APPROVALS

Nursing Education Programs – Approval Status

Kettering College (BSN)

Action: It was moved by Nancy Fellows, seconded by Brenda Boggs, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Kettering College (BSN) for a period of five years effective September 19, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Baldwin Wallace University Accelerated Bachelor of Science in Nursing

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Baldwin Wallace University Accelerated Bachelor of Science in Nursing for a period of five

years effective September 19, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Mercy College of Ohio, St. Vincent School of Nursing

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Mercy College of Ohio, St. Vincent School of Nursing for a period of three years effective September 19, 2014. It was further moved that the Program submit progress reports to the Board on or before January 12, 2015 and September 4, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Mercy College of Ohio, Baccalaureate Nursing Program

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Mercy College of Ohio, Baccalaureate Nursing Program for a period of three years effective September 19, 2014. It was further moved that the Program submit progress reports to the Board on or before January 12, 2015 and September 4, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Trinity Health System School of Nursing

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Trinity Health System School of Nursing for a period of five years effective September 19, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Ursuline College, The Breen School of Nursing

Action: It was moved by Susan Morano, seconded by Judith Church, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Ursuline College, The Breen School of Nursing for a period of five years effective September 19, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Washington State Community College Associate Degree Nursing Program

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board grant Full approval in accordance with Rule 4723-5-04, OAC, to Washington State Community College Associate Degree Nursing Program for a period of five years effective September 19, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

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

The Board reviewed the Survey Visit Report and the Program's response.

Nursing Education Program Requests

Mercy College of Ohio, Baccalaureate Nursing Program

Action: It was moved by Janet Arwood, seconded by Nancy Fellows, that the Board approve, in accordance with Rule 4723-5-16, OAC, the curriculum revision request submitted by Mercy College of Ohio, Baccalaureate Nursing Program. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Training Program Approval/Re-approvals

The Christ College of Nursing and Health Sciences Community Health Worker Program

Action: it was moved by Nancy Fellows, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-26-14, OAC, The Christ College of Nursing and Health Sciences Community Health Worker Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Arden Courts-Bath (Medication Aide Training Program)

Action: It was moved by Lisa Klenke, seconded by Brenda Boggs, that the Board re-approve, the medication aide training program of Arden Courts-Bath in accordance with Rule 4723-27-07, OAC, for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Arden Courts Westlake Medication Aide Training Program

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board re-approve, in accordance with Rule 4723-27-07, OAC, Arden Courts Westlake Medication Aide Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care-Dayton

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care-Dayton for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

DCI Portsmouth Dialysis Technician Training Program

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DCI Portsmouth Dialysis Technician Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

DCI Cincinnati Dialysis Training Program

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DCI Cincinnati Dialysis Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

The Centers for Dialysis Care Technician Training Program

Action: It was moved by Lisa Klenke, seconded by Brenda Boggs, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, The Centers for Dialysis Care Technician Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

U.S. Renal Care Bowling Green Dialysis Technician Training Program

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, U.S. Renal Care Bowling Green Dialysis Technician Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care Toledo

Action: It was moved by Janet Arwood, seconded by Nancy Fellows, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care Toledo for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care-Cortland

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care-Cortland for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care of Defiance

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care of Defiance for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

U.S. Renal Care Wildwood Dialysis Technician Training Program

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, U.S. Renal Wildwood Dialysis Technician Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Hemodialysis Services Inc. Training Program

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, Hemodialysis Services Inc. Training Program for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care-Mansfield

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care-Mansfield for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

DaVita Ohio Hemodialysis Technician Training Program (Lebanon)

Action: It was moved by Brenda Boggs, seconded by J. Jane McFee, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DaVita Ohio Hemodialysis Technician Training Program (Lebanon) for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

DaVita Ohio Hemodialysis Technician Program (Strongsville)

Action: It was moved by Janet Arwood, seconded by Susan Morano, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DaVita Ohio Hemodialysis Technician Program (Strongsville) for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

DaVita Ohio Hemodialysis Technician Training Program (Westerville)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, DaVita Ohio Hemodialysis Technician Training Program (Westerville) for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Fresenius Medical Care-Cleveland West

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of Fresenius Medical Care-Cleveland West for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

The Village at St. Edward Medication Aide Training Program

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board re-approve, in accordance with Rule 4723-27-07, The Village at St. Edward Medication Aide Training Program, for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Cleveland Institute of Community Health

Action: It was moved by Janet Arwood, seconded by Nancy Fellows, that the Board approve in accordance with Rule 4723-26-14, OAC, the community health worker training program of Cleveland Institute of Community Health for a period of two years effective September 19, 2014. Motion adopted by unanimous vote of the Board members.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved J. Jane McFee, seconded by Susan Morano, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board July 1, 2014 through August 31, 2014 to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; dialysis technician interns; community health workers; and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

ADJUDICATION AND COMPLIANCE

On Friday, September 19, 2014, Judith Church requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

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

Atwood, Rishelle, R.N. 369115 (CASE #14-2934); Suydam, Mark, R.N. 244710 (CASE #13-1806); Key, Katherine, R.N. 372984 (CASE #14-2145); Connell, Tara, R.N. 317189 (CASE #13-3376); Quinones, Joseph, R.N. 350951 (CASE #14-3381); Logan, Brandy, R.N. 364960 (CASE #14-2972); Smith, Jamie, P.N. 141726 (CASE #14-3143); Dunn, Angelina, P.N. 108712 (CASE #14-0629); Lamkin, Robert, R.N. 182062 (CASE #14-3320); Tweel, Stephanie, R.N. 324693 (CASE #14-2278); Young, Bethany, R.N. 386652, P.N. 140166 (CASE #14-4194); Rill, Candice-Anne, R.N. 369809 (CASE #13-7967); Franklin, Amy, R.N. 307806 (CASE #14-3311); Mannix, Mary, R.N. 125629 (CASE #13-2664); Burga, Tracy, R.N. 316982 (CASE #14-2325); Kemp, Ryan, R.N. 374461 (CASE #14-2034); Oleary, Misty, P.N. 104780 (CASE #13-2172); Pistone, Dina, R.N. 378044 (CASE #14-2019); Allen, Jr., Martin, R.N. NCLEX, P.N. 141135 (CASE #14-1681); Cremeans, Kurt, P.N. 111841 (CASE #13-6886); Humberston, Carolann, P.N. 128172 (CASE #14-3410); Lent, Staci, P.N. 134281 (CASE #14-2906); Goudy, Eric, DTI applicant (CASE #13-7037); Knerr-Markko, Tamara, R.N. 191422 (CASE #14-4098); West, Jennifer, R.N. 385581 (CASE #14-2752); Burns, Stacy, R.N. 325541 (CASE #14-2514); Harper, Patricia, P.N. 087585 (CASE #14-1410); Thomas, Scott, R.N. NCLEX (CASE #14-3629); Owusu, Ruth, R.N. 378330, P.N. 128745 (CASE #12-6861); Darus, Lisa, R.N. 223582 (CASE #13-1159); Neail, Janika, P.N. 139264 (CASE #14-1000); Alston, Michele, P.N. 101026 (CASE #14-0998); Eades, Molly, R.N.

366260, P.N. 133175 (CASE #13-2694); Stover, Michelle, P.N. 096112 (CASE #14-2372); Valentine, Anthony, P.N. 122406 (CASE #13-1192); Beck, Nancy, R.N. 245302 (CASE #14-0805); Kolodziejski, Shannon, R.N. 336436 (CASE #13-3284); Mills, Melissa, R.N. 332468 (CASE #14-2101); Stoughton, Amber, R.N. 324237, P.N. 118400 (CASE #14-2747); Williams, Dianne, R.N. 331452 (CASE #14-2279); Robison, Marcie, P.N. 121398 (CASE #14-3136); Serdynski, Karin, P.N. 131150 (CASE #14-0011); Brown, Yvette, P.N. 099257 (CASE #14-2594); and Kish, James, R.N. 196032 (CASE #14-3242).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2014 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Borba, Jennifer, R.N. 291419 (CASE #14-3622); Cade, Kathleen, R.N. 398338, NP 15435, RX Endorse (CASE #14-3878); Fisher, Kathryn, R.N. 382352, P.N. 123935 (CASE #14-1905); Westfall, Sarah, P.N. 137809 (CASE #14-0798); Sexton, Rachel, P.N. 146822 (CASE #14-1964); Rigsby, Amanda, P.N. 147490 (CASE #14-4149); Nottingham, Darla, R.N. 357435 (CASE #14-3253); Reeves, Charmin, R.N. 384336 (CASE #14-4360); Scheffler, Amber, R.N. 300357 (CASE #14-2116); Akers, Danielle, P.N. 132171 (CASE #13-1748); Carpenter, Sarah, P.N. 111523 (CASE #14-1468); and Keeper, Michelle, R.N. 309618 (CASE #14-4436).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2014 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Dugan, John, R.N. 381162 (CASE #14-3231); Hague, Carla, R.N. 098265 (CASE #13-7941); Mulla, Leila, R.N. 294013 (CASE #12-7171); Benford,

Gwendolyn, P.N. 125001 (CASE #14-2458); Lilly, Megan, P.N. 133803 (CASE #14-3690); Tilley, Matthew, R.N. 376559, P.N. 097047 (CASE #14-2899); Abshire, Melissa, P.N. 155057 (CASE #14-3327); Goins, Mischka, P.N. 119956 (CASE #14-3107); Sumlin, Dawn, P.N. 131988 (CASE #14-3329); Bell, Jason, R.N. 273956 (CASE #14-2190); Ribby, Tonya, P.N. 096104 (CASE #14-3822); Hudson, Kimberly, P.N. 134111, R.N. NCLEX (CASE #14-4266); Malloy, William, R.N. 169856, NA 01538 (CASE #14-3102); Burns, Ashley, P.N. 138218 (CASE #14-4115); Branham, Jessica, P.N. 153547 (CASE #14-2656); and Brillhart, Melody, P.N. 149811 (CASE #14-4058).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2014 Board Meeting.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Goldrick, Kristy, R.N. 331789 (CASE #13-5672); Erickson, Karrie, R.N. 378695, P.N. 138430 (CASE #13-8078); Dagani, Matthew, R.N. 356942 (CASE #14-1016); Davis-Tissue, Lauren, P.N. 135469 (CASE #14-0799); Collen, Rebecca, R.N. 352927, P.N. 109212 (CASE #14-3382); Dalton, Teri, R.N. 366020 (CASE #14-2405); Haynes, Christina, R.N. 342749 (CASE #14-3375); Kubincanek, Troy, R.N. 347868 (CASE #14-3466); Luginbuhl, Janet, P.N. 145066 (CASE #14-1958); Mehki, Kimberly, P.N. 144564 (CASE #14-1973); Myers, Angela, R.N. 379992 (CASE #13-6931); Snitzer, Jeffrey, R.N. 378920 (CASE #14-3376); Zolensky, Jenna, R.N. 372514 (CASE #14-3380); Hughes, Jennifer, P.N. 114212 (CASE #14-3708); and Wick, Angie, R.N. 340389, P.N. 076688 (CASE #14-0835).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

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

Complete copies of the Post Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2014 Board Meeting.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Frock, Michelle, R.N. 398284 (CASE #14-3275); Kress, Sarah, P.N. 152974 (CASE #14-3885); Jamiel, Lori, R.N. 206036 (CASE #13-8029); Moss, Michelle, R.N. 315429 (CASE #14-3964); Malloy, Daryl, R.N. 352723 (CASE #12-5530); Voss, Teresa, P.N. 084225 (CASE #14-3795); Smith, Kathleen, R.N. 135471, NA 00805 (CASE #14-3420); and Scherer, Russell, P.N. 096473 (CASE #13-7951).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Complete copies of the Permanent Voluntary Surrenders Of License shall be maintained in the exhibit book for the September 2014 Board Meeting.

Voluntary Non-Permanent Withdrawal of NCLEX Application

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the Board accept the Voluntary Non-Permanent Withdrawal of Application for Licensure by Examination for the following case(s):

Bruck, Marilyn, R.N. NCLEX (CASE #13-4137).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Complete copies of the Voluntary Non-Permanent withdrawal of application for licensure by examination be maintained in the exhibit book for the September 2014 Board Meeting.

CONSENT AGREEMENTS

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

Cox, Cassandra, R.N. 314503 (CASE #14-0348); Davis, Lori, R.N. 345096 (CASE #13-1644); Cohen, Cynthia, R.N. 290344, RX14964 (CASE #12-7519); Frieson, Ashley, P.N. 149195 (CASE #14-1131); Lint, Sarah, P.N. 119216 (CASE #14-1158); Tucker, Vanessa, R.N. 359603 (CASE #13-6366); Clark, Joni, P.N. NCLEX (CASE #14-2376); Mertens, Ian, R.N. 371767 (CASE #13-1944); Jackson, Marcia, P.N. 086416 (CASE #12-7169); Neu, Jeffrey, R.N. 248555, NP 00083, RX 00083 (CASE #12-1763); Brown, Jesse, R.N. 373779 (CASE #14-0899); Daniels, Ralph, P.N. 094303 (CASE #13-1815); Bearden,

Sherese, P.N. 117980 (CASE #13-6749); Reho, Kimberly, R.N. 229647, NP 14337, RX 14337 (CASE #14-3265); Nott, Amy, R.N. NCLEX (CASE #14-2808); Younker, Sarah, R.N. NCLEX (CASE #14-1709); Parkes, Rachel, R.N. 334940 (CASE #13-5027); Ballantyne-Solis, Sarah, P.N. 114317 (CASE #12-1326); Smith, Sandra, P.N. 102540 (CASE #12-3734); Baldwin, Kandie, P.N. 148624 (CASE #14-0440); Brozka, Jessica, R.N. 383551 (CASE #14-1770); Johnson, Daniel, R.N. 364863 (CASE #14-2422); Goodwill, Donna, R.N. 204806, NP 14307, RX14307 (CASE #14-2820); Bair, Matthew, R.N. 356226 (CASE #14-3189); Burdick, Deborah, R.N. 229051 (CASE #13-7888); Konen, Kate, P.N. 112559 (CASE #13-2925); Mehozzonek, William, P.N. 130816 (CASE #14-1984); McCarty, Alison, R.N. NCLEX (CASE #14-0985); Schirtzinger, John, R.N. NCLEX (CASE #14-2767); Locke, Michael, R.N. NCLEX (CASE #13-5234); Landfair, Catherine, DT 00563, R.N. NCLEX (CASE #14-2583); Estep, Sabrina, R.N. NCLEX (CASE #14-2314); Stevens, Ebony, R.N. 356431 (CASE #14-3534); Sabo, Alla, R.N. 313866 (CASE #13-2257); Rahe, Heather, R.N. 284717 (CASE #14-0628); Heckman, Erin, R.N. 379862 (CASE #13-2497); Wolford, Anna, R.N. 305691 (CASE #14-1140); Smith, Victoria, P.N. NCLEX (CASE #14-2655); Mader, Nikki, P.N. 125113 (CASE #14-2254); Hille, Alexis, R.N. NCLEX (CASE #14-3500); Cestnik, Stephanie, R.N. 365199 (CASE #14-1898); Stinson, Debra, P.N. 096121, R.N. Endorse (CASE #14-2327); Miller, Anita, P.N. 110314 (CASE #14-0209); Cox, Carrie, R.N. 301903 (CASE #13-2885); Melvin, Sandra, P.N. 075428 (CASE #14-0999); Jackson, Tiffany, P.N. 142758 (CASE #14-3999); Perkins, Kristy, R.N. Endorse (CASE #14-3524); Ritchie, Melissa, P.N. NCLEX (CASE #14-1609); McDavid, Connie, R.N. 316326 (CASE #14-3761); McMullen, Juwanda, R.N. 369038, P.N. 108778 (CASE #14-1291); Ross, Edda, P.N. 071970 (CASE #13-0879); Jones, Danielle, P.N. 152693 (CASE #13-6295ADDENDUM); Mohler, Jr, Richard, P.N. NCLEX (CASE #14-1884); Reichardt, Jeffrey, R.N. 212453, NP 10079, RX 10079 (CASE #12-7072); Bell, Jeffrey, R.N. Endorse (CASE #14-2120); Herold, Jane, R.N. 258383 (CASE #13-3143); Kirksey, Tiffonie, P.N. 112966 (CASE #13-6215); Knight, Tammy, P.N. 127192 (CASE #12-4252); Weaver, Ashley, P.N. 141660 (CASE #14-0292); Donaldson, Leslie, R.N. NCLEX (CASE #14-3734); Haas, Michelle, R.N. 385654 (CASE #12-7310); Suglio, Joy, R.N. 223755 (CASE #12-7368); Green, Mary, P.N. 120683 (CASE #13-3786); Caspar III, Robert, R.N. NCLEX (CASE #14-1725); Moran, Christine, R.N. 390891 (CASE #14-0122); Schnipke, Abigail, P.N. NCLEX (CASE #14-3114); Gordon, Mary, P.N. 086590 (CASE #14-0935); Samons, Christopher, R.N. NCLEX (CASE #14-3392); Monaghan, Cheryl, R.N. 258534 (CASE #13-7018); McRae, Melanie, R.N. 295277 (CASE #14-4117); Howald, Michelle, R.N. 283144 (CASE #13-5063); Meyer, Thomas, R.N. 234905, NA 04300 (CASE #12-6460); Ray, Sherri, R.N. 249982, P.N. 087688 (CASE #14-1612); Rodgers, Ann, R.N. 280168 (CASE #13-2123); Speaker, Sally, R.N. 385473, P.N. 076501 (CASE #13-8347); Strayer, Kristie, R.N. 280466, NS Applicant (CASE #14-0135); Coughlin, Steven, R.N. 379084 (CASE #14-1282); Webb, Sabrina, R.N. NCLEX (CASE #14-4261); Haley, Stacy, R.N. 392813 (CASE #14-0200); Boyle, Kristen, R.N. 365312 (CASE #14-1308); Chafin, Amelia, R.N. 270274 (CASE #14-1655); Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Warrensville Heights, (CASE #14-

3110); Cox, Charles, R.N. 250654 (CASE #13-6900); Fairman, Mallory, R.N. 363171 (CASE #14-0511); Davis, Dijon, P.N. 150502 (CASE #13-7493); Swepston-Fisher, Luann, R.N. 270158, P.N. 095903 (CASE #12-7461); Davidson, Bonnie, R.N. 319965 (CASE #13-1783); Horvath, Rachel, R.N. NCLEX, P.N. 124790 (CASE #14-3555); Mollica, Linda, R.N. 238868 (CASE #13-7927); Vasquez, Patricia, P.N. 114697 (CASE #13-2881); Ashbaugh, Debra, R.N. 240562 (CASE #13-7322); Baxter, Aaron, R.N. NCLEX (CASE #13-6959); Wilms, Kelly, R.N. NCLEX (CASE #14-2995); Nalls, Anthony, P.N. 143553 (CASE #14-2492); Brown, Angela, R.N. 404902, P.N. 079347 (CASE #14-3936); Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Akron, (CASE #14-4353); Levari, Genevieve, R.N. NCLEX (CASE #14-4201).

Lisa Klenke abstained on Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Warrensville Heights, (CASE #14-3110) and Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Akron, (CASE #14-4353) only. J. Jane McFee abstained on Gordon, Mary, P.N. 086590 (CASE #14-0935) and McRae, Melanie, R.N. 295277 (CASE #14-4117) only. Susan Morano abstained from voting on all cases.

Judith Church voted no on the following cases only: Neu, Jeffrey, R.N. 248555, NP 00083, RX 00083 (CASE #12-1763); Green, Mary, P.N. 120683 (CASE #13-3786); Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Warrensville Heights, (CASE #14-3110); Mollica, Linda, R.N. 238868 (CASE #13-7927); Wilms, Kelly, R.N. NCLEX (CASE #14-2995); and Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Akron, (CASE #14-4353). J. Jane McFee voted no on the following cases only: McMullen, Juwanda, R.N. 369038, P.N. 108778 (CASE #14-1291); Schnipke, Abigail, P.N. NCLEX (CASE #14-3114); Mollica, Linda, R.N. 238868 (CASE #13-7927); Vasquez, Patricia, P.N. 114697 (CASE #13-2881); and Wilms, Kelly, R.N. NCLEX (CASE #14-2995).

Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the September 2014 Board Meeting.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Chappelear, Amber, P.N. 111475 (CASE #13-2736)

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **AMBER LYN CHAPPELEAR's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. CHAPPELEAR's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the

probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. CHAPPELEAR** 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. CHAPPELEAR's** history. **MS. CHAPPELEAR** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. CHAPPELEAR** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Within sixty (60) days prior to requesting reinstatement by the Board, MS. CHAPPELEAR** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. CHAPPELEAR** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CHAPPELEAR** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. CHAPPELEAR's** license, and a statement as to whether **MS. CHAPPELEAR** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. CHAPPELEAR

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

DURATION

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

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

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

designee.

Monitoring

3. **MS. CHAPPELEAR** 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. CHAPPELEAR's** history. **MS. CHAPPELEAR** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. CHAPPELEAR** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. CHAPPELEAR** 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. CHAPPELEAR** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CHAPPELEAR's** history.
6. **MS. CHAPPELEAR** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. CHAPPELEAR** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. CHAPPELEAR

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

in writing, of any change in employment status or of any change in residential or home address or telephone number.

19. Prior to working as a nurse, if requested by the Board or its designee, **MS. CHAPPELEAR** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Watters, Lora, R.N. 300233 (CASE #10-4660)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **LORA LEE WATTERS's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. WATTERS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. WATTERS** 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. WATTERS's** history. **MS. WATTERS** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. WATTERS** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. WATTERS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. WATTERS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WATTERS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WATTERS's** license, and a statement as to whether **MS. WATTERS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. WATTERS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. WATTERS's** license.
8. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement, MS. WATTERS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. WATTERS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. WATTERS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTERS's** history.
9. Within thirty (30) days prior to **MS. WATTERS** initiating drug screening,

- MS. WATTERS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. WATTERS**.
10. After initiating drug screening, **MS. WATTERS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. WATTERS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement, **MS. WATTERS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WATTERS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WATTERS

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

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

DURATION

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

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

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

Monitoring

3. **MS. WATTERS** 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. WATTERS's** history. **MS. WATTERS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. WATTERS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. WATTERS** 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. WATTERS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WATTERS's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. WATTERS

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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Hailey, Adrienne, R.N. 251446 (CASE #13-2287)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ADRIANNE DIANE HAILEY's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

The rationale for the modification is the following: In accordance with Section 4723.28(K), ORC, when the Board revokes a license the Board may specify that its action is permanent. **MS. HAILEY's** conduct was an egregious act and involved a vulnerable patient in her care. The Board has determined in its expertise that in order to protect the public **MS. HAILEY** must be permanently prohibited from practicing nursing.

Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Tompkins, Clinton, P.N. 101399 (CASE #12-3937)

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **CLINTON WAXLER TOMPKINS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and following reinstatement, **MR. TOMPKINS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board in its expertise has determined that in addition to the Permanent Practice Restrictions recommended by the Hearing Examiner prohibiting **MR. TOMPKINS** from practicing in unsupervised settings, **MR. TOMPKINS** should also be prohibited from providing nursing care to pediatric patients under the age of eighteen.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. TOMPKINS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. TOMPKINS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. TOMPKINS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. TOMPKINS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. TOMPKINS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. TOMPKINS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and ten (10) hours of Anger Management.
5. **Prior to requesting reinstatement by the Board, MR. TOMPKINS** shall submit documentation of his full compliance with the terms and conditions imposed by the Dayton Municipal Court in Case Number 5720-2011-CRB-

000552.

Monitoring

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

11. Within thirty (30) days prior to **MR. TOMPKINS** initiating drug screening, **MR. TOMPKINS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. TOMPKINS**.
12. After initiating drug screening, **MR. TOMPKINS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. TOMPKINS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
13. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. TOMPKINS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. TOMPKINS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
14. **Prior to requesting reinstatement by the Board, MR. TOMPKINS** shall, at his own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. TOMPKINS** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. TOMPKINS's** license, and a statement as to whether **MR. TOMPKINS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
15. **MR. TOMPKINS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. TOMPKINS's** license.

Reporting Requirements of MR. TOMPKINS

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

DURATION

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

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

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

designee.

Monitoring

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

Treating Practitioners and Reporting

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

treatment, **MR. TOMPKINS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MR. TOMPKINS

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

residential or home address or telephone number.

19. Prior to working as a nurse, if requested by the Board or its designee, **MR. TOMPKINS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

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

MR. TOMPKINS shall not provide nursing care as a licensed practical nurse to pediatric patients under the age of eighteen (18).

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Zufall Jr., Kenneth, R.N. 362166 (CASE #13-5152)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **KENNETH WILLIAM ZUFALL, JR.'s** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, **MR. ZUFALL's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. ZUFALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. ZUFALL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. ZUFALL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. ZUFALL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. ZUFALL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. ZUFALL** shall submit documentation of his full compliance with the terms and conditions imposed by the Stark County Common Pleas Court in Case Number 2013CR0839.
5. **Prior to requesting reinstatement by the Board, MR. ZUFALL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Ethics, five (5) hours of Professionalism, and fifteen (15) hours of Chemical Dependency and Substance Abuse.

Monitoring

6. **MR. ZUFALL** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ZUFALL's** history. **MR. ZUFALL** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MR. ZUFALL** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MR. ZUFALL** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. ZUFALL** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MR. ZUFALL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. ZUFALL's** license, and a statement as to whether **MR. ZUFALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MR. ZUFALL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. ZUFALL's** license.
10. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MR. ZUFALL** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. ZUFALL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. ZUFALL** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ZUFALL's** history.

11. Within thirty (30) days prior to **MR. ZUFALL** initiating drug screening, **MR. ZUFALL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. ZUFALL**.
12. After initiating drug screening, **MR. ZUFALL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. ZUFALL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
13. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MR. ZUFALL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. ZUFALL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
14. **Prior to requesting reinstatement by the Board, MR. ZUFALL** shall, at his own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. ZUFALL** shall provide the psychiatrist with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. ZUFALL's** license, and a statement as to whether **MR. ZUFALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
15. **MR. ZUFALL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. ZUFALL's** license.

Reporting Requirements of MR. ZUFALL

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

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

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

DURATION

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

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

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

Monitoring

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

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer,

MR. ZUFALL shall notify the Board, in writing.

11. **MR. ZUFALL** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MR. ZUFALL** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MR. ZUFALL** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. ZUFALL

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Williams, Monica, R.N. 366228, P.N. 121106 (CASE #13-5248)

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. WILLIAMS's** licenses to practice nursing as a registered nurse and as a licensed practical nurse are subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board has determined in its expertise that in order to protect the public, **MS. WILLIAMS** must be permanently restricted from practicing in unsupervised settings rather than temporarily as recommended by the Hearing Examiner and further, **MS. WILLIAMS** must be permanently restricted from any financial activities in a nursing position.

MS. WILLIAMS's licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

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

Ethics.

Employment Conditions

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

Reporting Requirements of MS. WILLIAMS

7. **MS. WILLIAMS** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. WILLIAMS** 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.
9. **MS. WILLIAMS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
10. **MS. WILLIAMS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
11. **MS. WILLIAMS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

12. **MS. WILLIAMS** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. WILLIAMS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Permanent Practice Restrictions

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

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

MS. WILLIAMS shall not be involved in financial activities or supervise financial activities.

DURATION

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

Motion adopted by majority vote of the Board members with Brenda Boggs and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Skal, Cathy, R.N. 355951, P.N. 129039 (CASE #13-1597)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing

Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **CATHY J. SKAL's** licenses to practice nursing as a registered nurse and as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than five (5) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. SKAL's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SKAL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SKAL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. SKAL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SKAL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SKAL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. SKAL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Veracity in Nursing, five (5) hours of Ethics, and thirty (30) hours of Documentation.

Reporting Requirements of MS. SKAL

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

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

DURATION

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

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

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

Monitoring

3. **MS. SKAL** 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. SKAL's** history. **MS. SKAL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SKAL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. SKAL** 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. SKAL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SKAL's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. SKAL

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

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Kotkovskaya, Larisa, R.N. 327532 (CASE #13-1773)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board grant Respondent's motion as stated in the Objections filed on July 31, 2014, to admit additional evidence according to Section 119.09, ORC, in the form of Respondent's Exhibit A. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation and that **LARISA KOTKOVSKAYA's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Hoagland, Brenda, R.N. 163020 (CASE #12-6727)

Action: It was moved by Brenda Boggs, seconded by Nancy Fellows, that the Board seal State's Exhibit 7, and page 68 of State's Exhibit 9, as these identify a patient. It was further moved that the Board grant Respondent's motion to substitute exhibits C-O and Q with identical exhibits that have social security numbers redacted in accordance with the Federal Privacy Act of 1974. It was finally moved that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. HOAGLAND's** license to practice nursing as a registered nurse be suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary and Permanent Practice Restrictions** set forth below.

MS. HOAGLAND's license to practice nursing as a registered nurse shall be subject to the following probationary terms, conditions, and limitations:

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

Monitoring

5. **Upon the request of the Board or its designee, MS. HOAGLAND** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HOAGLAND** shall provide the psychiatrist with a copy of this Order and

Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HOAGLAND's** license, and a statement as to whether **MS. HOAGLAND** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Employment Conditions

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

Reporting Requirements of MS. HOAGLAND

- 10. MS. HOAGLAND** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

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

Temporary Practice Restrictions

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

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

Permanent Practice Restrictions

MS. HOAGLAND shall not be involved in financial activities or supervise financial activities.

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Burns, Stacy, R.N. 325541 (CASE #12-6015)

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board grant the State's Motion to Permit the Introduction of Further Documentary Evidence, according to Section 119.09, and that State's Exhibit 9 be admitted. It was further moved that the Board accept the State's Objections to Report and Recommendation, with attachment, which attachment was filed late. It was finally moved that the Board accept the Findings of Fact in the Report and Recommendation, with the exception of Finding #7; and the Conclusions of Law, and modify the recommendation in the Hearing Examiner's Report and Recommendation, and that **STACY LEE BURNS's** license to practice as a registered nurse be indefinitely suspended and that the suspension be stayed, and that her license be subject to the probationary terms, conditions, and limitations set forth below for a period of not less than one (1) year.

That Board accepted Finding of Fact #7, with the following language stricken: "did not noticeably diminish her functioning at work, jeopardize patient safety, or interfere with patient care."

The rationale for this modification is there was insufficient reliable, probative or substantial evidence in the hearing record, from an objective source as to **MS. BURNS's** ability to provide safe nursing care on October 14, 2012, when she worked under the influence of a non-prescribed controlled drug.

Regarding the recommendation, the rationale for the modification is as follows: Cases are reviewed based on the unique facts and circumstances of the case. Although the instant case may appear superficially similar to *Goldsmith* (cited by the Hearing Examiner), in that both cases involve self-administration of a non-prescribed controlled substance, in *Goldsmith*, the substance was a schedule IV drug (Darvocet) so labeled due to a lower potential for abuse and dependence; and in the instant case, the drug is a schedule II drug. The scheduling system for Adderall reflects that this drug has a high potential for abuse, with use potentially leading to severe psychological or physical dependence.

Furthermore, from a public policy standpoint, given the serious prescription drug abuse problem existing in the State of Ohio, it is poor policy to dismiss a charge against a highly educated healthcare professional who, despite her education, illegally uses a schedule II controlled substance.

Other aggravating factors in this case include the fact that **MS. BURNS** chose to take Adderall – a controlled substance she was not prescribed, and testified that she had never used, and thus, had no ability to predict how the drug would affect her mentally or physically – before reporting for work as a nurse and providing patient care. **MS. BURNS's** action in doing so was reckless and demonstrated disregard for the safety of patients in her care. Finally, **MS. BURNS** testified that she used Adderall to deal with stress. It is in keeping with the Board's mission to protect the public to impose a period of time, during which **MS. BURNS** is practicing as a nurse, to monitor her practice and receive feedback from her employers to ensure that **MS. BURNS** is capable of managing stress through non-illegal mechanisms.

MS. BURNS's license to practice nursing as a registered nurse shall be subject to the following probationary terms, conditions, and limitations:

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

six (6) months of effective date of this Order.

4. **Within six (6) months of the effective date of this Order, MS. BURNS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Disciplinary Actions, five (5) hours of Professional Accountability and Legal Liability, ten (10) hours of Drugs in Nursing.

Employment Conditions

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

Reporting Requirements of MS. BURNS

7. **MS. BURNS** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. BURNS** 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.
9. **MS. BURNS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
10. **MS. BURNS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

11. **MS. BURNS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. BURNS** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. BURNS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Rako, Laura, R.N. 277663 (CASE #13-7763)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **LAURA LYNN RAKO's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. RAKO's** license to practice nursing as a

registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

The rationale for the modification is the following: Rather than entering into a reinstatement consent agreement with **MS. RAKO** at a future date, as recommended by the Hearing Examiner, the Board is imposing conditions for reinstatement as set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. RAKO** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. RAKO** shall have the educator provide the Board with a written report of an assessment of **MS. RAKO**, which identifies **MS. RAKO's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. RAKO** shall provide the nursing educator with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. RAKO** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. RAKO's** employer(s), former

- employers, and Board staff. Following the assessment, **MS. RAKO** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. RAKO** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. RAKO** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. RAKO** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. RAKO** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. RAKO** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. RAKO's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. RAKO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. RAKO** shall be responsible for all costs associated with meeting this requirement.
6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. RAKO's** license.
 7. In the event that the educator's recommendations require **MS. RAKO** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. RAKO** a license to practice nursing as a registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. RAKO's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. RAKO's** license shall be terminated. **MS. RAKO** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

8. **MS. RAKO** 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. RAKO's** history. **MS. RAKO** shall self-administer the prescribed drugs only in the manner prescribed.
9. **MS. RAKO** shall abstain completely from the use of alcohol or any products containing alcohol.

10. **Prior to requesting reinstatement by the Board, MS. RAKO** shall, at her own expense, obtain an evaluation by a physician who is board-certified through the American Board of Medical Specialties in Addiction and Pain Medicine and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. RAKO** shall provide the physician with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. RAKO** shall execute releases to permit the physician to obtain any information deemed appropriate and necessary for the evaluation. The physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. RAKO's** license, and a statement as to whether **MS. RAKO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
11. **MS. RAKO** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the physician described above until released. Further, the Board may utilize the physician's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. RAKO's** license.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. RAKO** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. RAKO's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. RAKO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RAKO's** history.
13. Within thirty (30) days prior to **MS. RAKO** initiating drug screening, **MS. RAKO** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. RAKO**.
14. After initiating drug screening, **MS. RAKO** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional

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

15. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. RAKO** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. RAKO** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. RAKO

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

DURATION

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

RAKO and review of the documentation specified in this Order.

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

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

Monitoring

3. **MS. RAKO** 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. RAKO's** history. **MS. RAKO** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. RAKO** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. RAKO** 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. RAKO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RAKO's** history.
6. **MS. RAKO** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. RAKO** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.

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

Employment Conditions

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

Reporting Requirements of MS. RAKO

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

Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

Board shall notify **MS. RAKO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. RAKO** may request a hearing regarding the charges.

DURATION

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

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Mundy, Michelle, P.N. 104799 (CASE #13-8267)

Action: It was moved by Nancy Fellow, 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 **MICHELLE SUE MUNDY's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

BOARD HEARING COMMITTEE

Frederick, Wendi, R.N. 285677 (CASE #13-5000)

Action: It was moved by Janet Arwood, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and that **WENDI GAIL FREDERICK's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Motion adopted by majority vote of the Board members with Judith Church, Lisa

Klenke, and Susan Morano abstaining.

McBride, Julie, R.N. 249967, P.N. 087676 (CASE #13-6583)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and that **JULIE ANN MCBRIDE's** licenses to practice nursing as a registered nurse and as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. MCBRIDE's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. MCBRIDE** 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. MCBRIDE's** history. **MS. MCBRIDE** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. MCBRIDE** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. MCBRIDE** shall submit, at her expense and on the day selected, blood or urine specimens for drug

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

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

Reporting Requirements of MS. MCBRIDE

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

DURATION

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

Following reinstatement, the suspension shall be stayed and MS.

MCBRIDE's licenses shall be subject to the following probationary terms, conditions, and limitations for a minimum period of one (1) year.

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

Monitoring

3. **MS. MCBRIDE** 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. MCBRIDE's** history. **MS. MCBRIDE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MCBRIDE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. MCBRIDE** 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. MCBRIDE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MCBRIDE's** history.
6. **MS. MCBRIDE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MCBRIDE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. MCBRIDE

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

this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. MCBRIDE's suspension shall be lifted and MS. MCBRIDE's licenses to practice nursing as a registered nurse and as a licensed practical nurse will be automatically suspended if it appears to the

Board that **MS. MCBRIDE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MCBRIDE** via certified mail of the specific nature of the charges and automatic suspension of her licenses. Upon receipt of this notice, **MS. MCBRIDE** may request a hearing regarding the charges.

DURATION

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

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014

NO REQUEST FOR HEARING

Dallacheisa, Brenda, R.N. 265341 (CASE #13-5292)

Action: It was moved by Susan Morano, seconded by Brenda Boggs, that upon consideration of the charges stated against **BRENDA ANNA DALLACHEISA** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DALLACHEISA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. DALLACHEISA's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DALLACHEISA's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to requesting reinstatement by the Board, MS. DALLACHEISA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DALLACHEISA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DALLACHEISA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DALLACHEISA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Professionalism, five (5) hours of Substance Abuse, and five (5) hours of Ethics.

Monitoring

5. **MS. DALLACHEISA** 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. DALLACHEISA's** history. **MS. DALLACHEISA** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. DALLACHEISA** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. DALLACHEISA** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. DALLACHEISA** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DALLACHEISA** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DALLACHEISA's** license, and a statement as to whether **MS. DALLACHEISA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. DALLACHEISA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until

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

Reporting Requirements of MS. DALLACHEISA

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

DURATION

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

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

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

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

Monitoring

3. **MS. DALLACHEISA** 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. DALLACHEISA's** history. **MS. DALLACHEISA** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. DALLACHEISA** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. DALLACHEISA** 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. DALLACHEISA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DALLACHEISA's** history.
6. **MS. DALLACHEISA** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. DALLACHEISA** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. DALLACHEISA

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Ballard, Jaylene, P.N. 059657 (CASE #11-2801)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **JAYLENE V. BALLARD** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BALLARD** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. BALLARD's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BALLARD's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

4. **Prior to requesting reinstatement by the Board, MS. BALLARD** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, three (3) hours of Ethics, five (5) hours of Legal Liability and Professional Accountability, and thirty (30) hours of Chemical Dependency.

Monitoring

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

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

Reporting Requirements of MS. BALLARD

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

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

DURATION

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

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

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

Monitoring

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

5. During the probationary period, **MS. BALLARD** 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. BALLARD** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BALLARD's** history.
6. **MS. BALLARD** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. BALLARD** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. BALLARD** shall **notify the Board, in writing.**
11. **MS. BALLARD** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. BALLARD** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis

beginning within thirty (30) days of accepting nursing employment.
MS. BALLARD shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. BALLARD

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

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Harrell, Stephanie, P.N. 109166 (CASE #12-2865)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **STEPHANIE ANN HARRELL** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HARRELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. HARRELL's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HARRELL's** license to practice nursing as a licensed practical nurse shall be

subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **MS. HARRELL** 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. HARRELL's** history. **MS. HARRELL** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. HARRELL** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. HARRELL** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. HARRELL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HARRELL** shall execute releases to permit the chemical dependency

- professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HARRELL's** license, and a statement as to whether **MS. HARRELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HARRELL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HARRELL's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HARRELL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HARRELL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HARRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARRELL's** history.
 10. Within thirty (30) days prior to **MS. HARRELL** initiating drug screening, **MS. HARRELL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. HARRELL**.
 11. After initiating drug screening, **MS. HARRELL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. HARRELL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HARRELL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in

advance by the Board, or a Twelve Step program, and **MS. HARRELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. HARRELL

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

DURATION

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

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

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

Monitoring

3. **MS. HARRELL** 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. HARRELL's** history. **MS. HARRELL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HARRELL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HARRELL** 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. HARRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARRELL's** history.
6. **MS. HARRELL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HARRELL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. HARRELL

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Lumbus, Lokia, P.N. 139130 (CASE #13-7764)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **LAKIA M. LUMBUS** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. LUMBUS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. LUMBUS's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LUMBUS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Educational Needs Assessment and Learning Plan

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

uses and purposes, **MS. LUMBUS's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. LUMBUS's** license shall be terminated. **MS. LUMBUS** shall not gain or attempt to gain employment as a licensed practical nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

7. **MS. LUMBUS** 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. LUMBUS's** history. **MS. LUMBUS** shall self-administer the prescribed drugs only in the manner prescribed.
8. **MS. LUMBUS** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Prior to requesting reinstatement by the Board, MS. LUMBUS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. LUMBUS** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. LUMBUS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LUMBUS's** license, and a statement as to whether **MS. LUMBUS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. **MS. LUMBUS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. LUMBUS's** license.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LUMBUS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. LUMBUS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such

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

Reporting Requirements of MS. LUMBUS

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

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

DURATION

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

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

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

Monitoring

3. **MS. LUMBUS** 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. LUMBUS's** history. **MS. LUMBUS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. LUMBUS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. LUMBUS** 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. LUMBUS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LUMBUS's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. LUMBUS

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

Permanent Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Sexton, Stephanie, R.N. 218805 (CASE #13-4650)

Action: It was moved by Lisa Klenke, seconded by Susan Morano, that upon consideration of the charges stated against **STEPHANIE M. SEXTON** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing

and evidence supporting the charges, the Board find that **MS. SEXTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. SEXTON's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SEXTON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **MS. SEXTON** 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. SEXTON's** history. **MS. SEXTON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. SEXTON** shall abstain completely from the use of alcohol or any products containing alcohol.

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

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

Reporting Requirements of MS. SEXTON

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

DURATION

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

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

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

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

Monitoring

3. **MS. SEXTON** 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. SEXTON's** history. **MS. SEXTON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SEXTON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Upon the request of the Board or its designee, MS. SEXTON** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SEXTON** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. SEXTON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SEXTON's** license, and a statement as to whether **MS. SEXTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **If a chemical dependency evaluation is requested, MS. SEXTON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SEXTON's** license.

7. During the probationary period, **MS. SEXTON** 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. SEXTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SEXTON's** history.
8. **MS. SEXTON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SEXTON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. SEXTON** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. SEXTON

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

Temporary Narcotic Restriction

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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Vilevac, Sarah, R.N. 263597 (CASE #13-7375)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the charges stated against **SARAH RACHEL VILEVAC** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. VILEVAC** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. VILEVAC's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Stamps, Rikole, P.N. 112199 (CASE #13-1774)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **RIKOLE JESAN STAMPS** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. STAMPS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. STAMPS's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STAMPS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. STAMPS** 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. STAMPS's** history. **MS. STAMPS** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. STAMPS** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. STAMPS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. STAMPS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. STAMPS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. STAMPS's** license, and a statement as to whether **MS. STAMPS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. STAMPS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. STAMPS's** license.
8. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. STAMPS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. STAMPS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. STAMPS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STAMPS's** history.

9. Within thirty (30) days prior to **MS. STAMPS** initiating drug screening, **MS. STAMPS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. STAMPS**.
10. After initiating drug screening, **MS. STAMPS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. STAMPS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. STAMPS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. STAMPS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. STAMPS

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

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

DURATION

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

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

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

Monitoring

3. **MS. STAMPS** 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. STAMPS's** history. **MS. STAMPS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. STAMPS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. STAMPS** 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. STAMPS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. STAMPS's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. STAMPS

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Terrell, Marilyn, R.N. 366227 (CASE #13-5940)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that upon consideration of the charges stated against **MARILYN JENNIFER TERRELL** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. TERRELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. TERRELL's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. TERRELL's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. TERRELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TERRELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. TERRELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TERRELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. TERRELL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. TERRELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Professionalism, and eight (8) hours of Addiction.

Monitoring

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

- statement as to whether **MS. TERRELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. TERRELL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. TERRELL's** license.
 9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. TERRELL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. TERRELL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TERRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TERRELL's** history.
 10. Within thirty (30) days prior to **MS. TERRELL** initiating drug screening, **MS. TERRELL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. TERRELL**.
 11. After initiating drug screening, **MS. TERRELL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. TERRELL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. TERRELL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. TERRELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. TERRELL

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

DURATION

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

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

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

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

Monitoring

3. **MS. TERRELL** 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. TERRELL's** history. **MS. TERRELL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. TERRELL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. TERRELL** 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. TERRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TERRELL's** history.
6. **MS. TERRELL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. TERRELL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. TERRELL

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

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

19. Prior to working as a nurse, **MS. TERRELL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

McGee, Kelly, R.N. 373216, P.N. 112444 (CASE #13-2364)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **KELLY J. MCGEE** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. MCGEE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MR. MCGEE's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MR. MCGEE's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. MCGEE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MCGEE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. MCGEE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MCGEE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. MCGEE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. MCGEE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: thirty (30) hours of Alcohol Abuse.

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MR. MCGEE** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing

educational program and **MR. MCGEE** shall have the educator provide the Board with a written report of an assessment of **MR. MCGEE**, which identifies **MR. MCGEE's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MR. MCGEE** shall provide the nursing educator with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MR. MCGEE** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MR. MCGEE's** employer(s), former employers, and Board staff. Following the assessment, **MR. MCGEE** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MR. MCGEE** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MR. MCGEE** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MR. MCGEE** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MR. MCGEE** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MR. MCGEE** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MR. MCGEE's** licenses. Furthermore, the educator shall provide to the Board a written opinion stating whether **MR. MCGEE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MR. MCGEE** shall be responsible for all costs associated with meeting this requirement.

6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MR. MCGEE's** licenses.
7. In the event that the educator's recommendations require **MR. MCGEE** to have an active nursing license, the Board, prior to reinstatement of his licenses, may issue **MR. MCGEE** a license to practice nursing as a registered nurse and/or as a licensed practical nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MR. MCGEE's** licenses shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MR. MCGEE's** licenses shall be terminated. **MR. MCGEE** shall not gain or attempt to gain employment as a registered nurse or as a licensed practical nurse in the State of Ohio until he has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated his licenses.

Monitoring

8. **MR. MCGEE** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCGEE's** history. **MR. MCGEE** shall self-administer the prescribed drugs only in the manner prescribed.
9. **MR. MCGEE** shall abstain completely from the use of alcohol or any products containing alcohol.
10. **Prior to requesting reinstatement by the Board, MR. MCGEE** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. MCGEE** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. MCGEE** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MCGEE's** licenses, and a statement as to whether **MR. MCGEE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
11. **MR. MCGEE** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. MCGEE's** licenses.
12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MR. MCGEE** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. MCGEE's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MCGEE** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCGEE's** history.

13. Within thirty (30) days prior to **MR. MCGEE** initiating drug screening, **MR. MCGEE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. MCGEE**.
14. After initiating drug screening, **MR. MCGEE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. MCGEE** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
15. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MR. MCGEE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. MCGEE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. MCGEE

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

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

DURATION

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

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

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

Monitoring

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

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MR. MCGEE

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

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MR. MCGEE's suspension shall be lifted and MR. MCGEE's licenses to practice nursing as a registered nurse and as a licensed practical

nurse will be automatically suspended if it appears to the Board that **MR. MCGEE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. MCGEE** via certified mail of the specific nature of the charges and automatic suspension of his licenses. Upon receipt of this notice, **MR. MCGEE** may request a hearing regarding the charges.

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Frost, Terri, R.N. 293920 (CASE #13-7315)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **TERRI GAY FROST** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FROST** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. FROST's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Markwell, Linda, P.N. 089689 (CASE #12-6665)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **LINDA FAYE MARKWELL** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MARKWELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. MARKWELL's** license to practice nursing as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

MS. MARKWELL's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. MARKWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MARKWELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. MARKWELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MARKWELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MARKWELL's** criminal records check reports to the Board. **MS. MARKWELL's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. MARKWELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, three (3) hours of Critical Thinking, three (3) hours of Disciplinary Actions, and ten (10) hours of Alcohol Abuse.

Monitoring

5. **Within ninety (90) days of the effective date of this Order, MS. MARKWELL** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. MARKWELL's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. MARKWELL's** comprehensive physical examination and with a comprehensive assessment regarding **MS. MARKWELL's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. MARKWELL** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. MARKWELL** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MARKWELL's** license to practice, and stating whether **MS. MARKWELL** is capable of practicing nursing according to acceptable and

prevailing standards of safe nursing care.

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

Employment Conditions

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

Reporting Requirements of MS. MARKWELL

9. **MS. MARKWELL** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
10. **MS. MARKWELL** 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.
11. **MS. MARKWELL** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
12. **MS. MARKWELL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

13. **MS. MARKWELL** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
14. **MS. MARKWELL** shall verify that the reports and documentation required by this Order are received in the Board office.
15. **MS. MARKWELL** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

MARKWELL 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.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Price, Amanda, P.N. 132478 (CASE #11-0452)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **AMANDA PRICE** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PRICE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. PRICE's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PRICE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

10. After initiating drug screening, **MS. PRICE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. PRICE** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. PRICE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PRICE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PRICE

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

DURATION

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

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

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

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

Monitoring

2. **MS. PRICE** 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. PRICE's** history. **MS. PRICE** shall self-administer prescribed drugs only in the manner prescribed.
3. **MS. PRICE** shall abstain completely from the use of alcohol or any products containing alcohol.
4. During the probationary period, **MS. PRICE** 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. PRICE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PRICE's** history.
5. **MS. PRICE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PRICE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

6. Within sixty (60) days of the execution of the probationary period, **MS. PRICE** 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. PRICE** shall be under a

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

Employment Conditions

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

Reporting Requirements of MS. PRICE

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. PRICE's suspension shall be lifted and MS. PRICE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PRICE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the

Board shall notify **MS. PRICE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PRICE** may request a hearing regarding the charges.

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Goda, Matthew, R.N. 344774 (CASE #13-4869)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the charges stated against **MATTHEW JON GODA** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. GODA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. GODA's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

5. **Prior to requesting reinstatement by the Board, MR. GODA** shall submit documentation of his successful completion of all terms imposed in the Final Order issued by the State of Florida, Department of Health, Board of Nursing to Mr. Goda, dated January 17, 2012, and that his Florida license is fully reinstated and unencumbered.
6. **Prior to requesting reinstatement by the Board, MR. GODA** shall submit documentation of his successful completion of all terms imposed in the Order issued by the Commonwealth of Pennsylvania, Department of State, Board of Nursing to Mr. Goda, dated July 18, 2013, and that his Pennsylvania license is fully reinstated and unencumbered.

Reporting Requirements of MR. GODA

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Kirschenbaum, Angela, P.N. 111774 (CASE #12-1404)

Action: It was moved by Brenda Boggs, seconded by Susan Morano, that upon consideration of the charges stated against **ANGELA ELLEN KIRSCHENBAUM** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KIRSCHENBAUM** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. KIRSCHENBAUM's** license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year.

MS. KIRSCHENBAUM's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. KIRSCHENBAUM** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KIRSCHENBAUM** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. KIRSCHENBAUM** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KIRSCHENBAUM**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KIRSCHENBAUM's** criminal records check reports to the Board. **MS. KIRSCHENBAUM's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. KIRSCHENBAUM** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of

successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Professional Accountability and Legal Liability, and ten (10) hours of Nurses, Drugs and Alcohol Abuse.

Monitoring

5. **Within ninety (90) days of the effective date of this ORDER, MS. KIRSCHENBAUM** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. KIRSCHENBAUM** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. KIRSCHENBAUM** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KIRSCHENBAUM's** license, and a statement as to whether **MS. KIRSCHENBAUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care
6. **MS. KIRSCHENBAUM** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. KIRSCHENBAUM** license.
7. **MS. KIRSCHENBAUM** 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. KIRSCHENBAUM's** history. **MS. KIRSCHENBAUM** shall self-administer prescribed drugs only in the manner prescribed.
8. **MS. KIRSCHENBAUM** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Within ninety (90) days of the effective date of this ORDER, MS. KIRSCHENBAUM** shall begin submitting, 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. KIRSCHENBAUM** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KIRSCHENBAUM's** history.

10. **MS. KIRSCHENBAUM** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. KIRSCHENBAUM** shall provide satisfactory documentation of such attendance to the Board every six (6) months, beginning forty-five (45) days after the effective date of this Order.

Treating Practitioners and Reporting

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

Employment Conditions

14. **MS. KIRSCHENBAUM** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting nursing employment.
15. **MS. KIRSCHENBAUM, within fifteen (15) days of the effective date of this Order**, if working in a position in which a nursing license is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. KIRSCHENBAUM** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. KIRSCHENBAUM** shall have her employer(s), if working in a position where a nursing license is required, submit written

reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a nursing position.** **MS. KIRSCHENBAUM** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. KIRSCHENBAUM

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

FAILURE TO COMPLY

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

KIRSCHENBAUM may request a hearing regarding the charges.

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Mehki, Kimberly, P.N. 144564 (CASE #12-7479)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that upon consideration of the charges stated against **KIMBERLY SUE MEHKI** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MEHKI** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. MEHKI's** license to practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year and the **Temporary Practice Restrictions** set forth below.

MS. MEHKI's license to practice nursing as a licensed practical nurse shall be subject to the following probationary terms, conditions, and limitations:

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

six (6) months of effective date of this Order.

4. **Within six (6) months of the effective date of this Order, MS. MEHKI** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules and ten (10) hours of Documentation.

Educational Needs Assessment and Learning Plan

5. **Within ninety (90) days of the effective date of this Order, MS. MEHKI** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. MEHKI** shall have the educator provide the Board with a written report of an assessment of **MS. MEHKI**, which identifies **MS. MEHKI's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. MEHKI** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. MEHKI** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. MEHKI's** employer(s), former employers, and Board staff. Following the assessment, **MS. MEHKI** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. MEHKI** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. MEHKI** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. MEHKI** shall complete such learning plan. **Within ninety (90) days of the effective date of this Order, MS. MEHKI** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. MEHKI** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. MEHKI's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. MEHKI** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. MEHKI** shall be responsible for all costs associated with meeting this requirement.
6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. MEHKI's** license.

Employment Conditions

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

Reporting Requirements of MS. MEHKI

9. **MS. MEHKI** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
10. **MS. MEHKI** 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.
11. **MS. MEHKI** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
12. **MS. MEHKI** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
13. **MS. MEHKI** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
14. **MS. MEHKI** shall verify that the reports and documentation required by this Order are received in the Board office.
15. **MS. MEHKI** shall inform the Board within five (5) business days, in writing,

of any change in employment status or of any change in residential or home address or telephone number.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Williams, Amanda, R.N. 326507 (CASE #13-6356)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **AMANDA ADELL WILLIAMS** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find 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 **MS. WILLIAMS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WILLIAMS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

11. After initiating drug screening, **MS. WILLIAMS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. WILLIAMS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. WILLIAMS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WILLIAMS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. WILLIAMS

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

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. WILLIAMS** submits a written request for reinstatement; (2) the Board

determines that **MS. WILLIAMS** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. WILLIAMS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. WILLIAMS** and review of the documentation specified in this Order.

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

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

Monitoring

3. **MS. WILLIAMS** 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. WILLIAMS's** history. **MS. WILLIAMS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. WILLIAMS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. WILLIAMS** 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. WILLIAMS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WILLIAMS's** history.
6. **MS. WILLIAMS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. WILLIAMS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. WILLIAMS

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

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Montgomery, Angela, R.N. 335407 (CASE #13-3518)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **ANGELA MICHELLE MONTGOMERY** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MONTGOMERY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. MONTGOMERY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MONTGOMERY's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **MS. MONTGOMERY** 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. MONTGOMERY's** history. **MS. MONTGOMERY** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. MONTGOMERY** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. MONTGOMERY** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. MONTGOMERY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MONTGOMERY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional

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

approved in advance by the Board, or a Twelve Step program, and **MS. MONTGOMERY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MONTGOMERY

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

DURATION

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

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

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

Monitoring

3. **MS. MONTGOMERY** 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. MONTGOMERY's** history. **MS. MONTGOMERY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MONTGOMERY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. MONTGOMERY** 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. MONTGOMERY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MONTGOMERY's** history.
6. **MS. MONTGOMERY** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MONTGOMERY** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. MONTGOMERY

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

attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MONTGOMERY** may request a hearing regarding the charges.

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Hampton, Alison, P.N. 153558 (CASE #13-7783)

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that upon consideration of the charges stated against **ALISON RENEE HAMPTON** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HAMPTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. HAMPTON's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HAMPTON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to requesting reinstatement by the Board, MS. HAMPTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HAMPTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HAMPTON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HAMPTON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Disciplinary Actions, and five (5) hours of Professional Accountability and Legal Liability for Nurses.

Monitoring

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

conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HAMPTON's** license.

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

Reporting Requirements of MS. HAMPTON

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

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

DURATION

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

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

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

Monitoring

3. **MS. HAMPTON** 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. HAMPTON's** history. **MS. HAMPTON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HAMPTON** shall abstain completely from the use of alcohol or any products containing alcohol.
 5. During the probationary period, **MS. HAMPTON** 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. HAMPTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAMPTON's** history.
 6. **MS. HAMPTON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HAMPTON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. HAMPTON

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

19. Prior to working as a nurse, if requested by the Board or its designee, **MS. HAMPTON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Board monitoring, based upon an interview with **MS. HAMPTON** and review of the reports as required herein. Any period during which **MS. HAMPTON** 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.

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Evert, Nicholaus, P.N. 144233 (CASE #12-5563)

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that upon consideration of the charges stated against **NICHOLAUS GREGORY EVERT** in the January 25, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. EVERT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MR. EVERT's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. EVERT's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. EVERT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. EVERT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. EVERT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. EVERT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. EVERT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. EVERT** shall submit documentation of reinstatement of his South Carolina nursing license, and his full compliance with and release from all terms imposed by the Order of Temporary Suspension issued to **MR. EVERT** by the South Carolina Department of Labor, Licensing and Regulation, Board of

Nursing, dated September 19, 2012.

5. **Prior to requesting reinstatement by the Board, MR. EVERT** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: four (4) hours of Professionalism and eight (8) hours of Anger Management and Conflict Resolution Skills.

Reporting Requirements of MR. EVERT

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

DURATION

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

Following reinstatement, the suspension shall be stayed and MR. EVERT's license shall be subject to the following probationary terms,

conditions, and limitations for a minimum period of two (2) years.

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

Employment Conditions

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

Reporting Requirements of MR. EVERT

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

this Order are received in the Board office.

11. **MR. EVERT** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
12. Prior to working as a nurse, if requested by the Board or its designee, **MR. EVERT** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

The following Temporary Practice Restrictions shall be in effect for a minimum period of at least one (1) year:

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Dunnell, Susan, R.N. 202633 (CASE #13-4681)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the charges stated against **SUSAN M. DUNNELL** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DUNNELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. DUNNELL's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Evangelisti, Maria, R.N. 380305 (CASE #13-2525)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **MARIA JEAN EVANGELISTI** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. EVANGELISTI** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. EVANGELISTI's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Gill, Angela, R.N. 310690 (CASE #12-2903)

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that upon consideration of the charges stated against **ANGELA J. GILL** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GILL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. GILL's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GILL's** license to practice nursing as a registered

nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **MS. GILL** 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. GILL's** history. **MS. GILL** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. GILL** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. GILL** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. GILL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. GILL** shall execute releases to permit the chemical dependency professional to

- obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. GILL's** license, and a statement as to whether **MS. GILL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. GILL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. GILL's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. GILL** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. GILL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. GILL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GILL's** history.
 10. Within thirty (30) days prior to **MS. GILL** initiating drug screening, **MS. GILL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. GILL**.
 11. After initiating drug screening, **MS. GILL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. GILL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. GILL** shall attend a minimum of one

(1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. GILL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GILL

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

DURATION

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

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

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

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

Monitoring

3. **MS. GILL** 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. GILL's** history. **MS. GILL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. GILL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. GILL** 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. GILL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GILL's** history.
6. **MS. GILL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. GILL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. GILL

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

home address or telephone number.

19. Prior to working as a nurse, **MS. GILL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Board monitoring, based upon an interview with **MS. GILL** and review of the reports as required herein. Any period during which **MS. GILL** 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.

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Holyak, John, R.N. 340881 (CASE #12-0603)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **JOHN BRENT HOLYAK** in the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. HOLYAK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. HOLYAK's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MR. HOLYAK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

5. **Prior to requesting reinstatement by the Board, MR. HOLYAK** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, three (3) hours of Marijuana Use and Impact, and five (5) hours of Ethics.

Monitoring

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

- of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. HOLYAK** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HOLYAK's** history.
11. Within thirty (30) days prior to **MR. HOLYAK** initiating drug screening, **MR. HOLYAK** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. HOLYAK**.
 12. After initiating drug screening, **MR. HOLYAK** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. HOLYAK** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 13. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. HOLYAK** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. HOLYAK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. HOLYAK

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

Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

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

DURATION

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

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

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

Monitoring

3. **MR. HOLYAK** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HOLYAK's** history. **MR. HOLYAK** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. HOLYAK** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. HOLYAK** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the

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

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. HOLYAK

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Klein, Nealie, P.N. 144256 (CASE #13-0285)

Action: It was moved by Judith Church, seconded by Janet Arwood, that upon consideration of the charges stated against **NEALIE BROOKE KLEIN** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KLEIN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. KLEIN's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KLEIN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. KLEIN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KLEIN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. KLEIN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KLEIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KLEIN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. KLEIN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Disciplinary Actions, five (5) hours of Professional Accountability and Legal Liability, and thirty (30) hours of Drug Addiction, Drug and Alcohol Abuse.

Monitoring

5. **MS. KLEIN** 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. KLEIN's** history. **MS. KLEIN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. KLEIN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. KLEIN** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. KLEIN** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. KLEIN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for

- treatment and monitoring, any additional restrictions that should be placed on **MS. KLEIN's** license, and a statement as to whether **MS. KLEIN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. KLEIN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. KLEIN's** license.
 9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. KLEIN** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. KLEIN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. KLEIN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KLEIN's** history.
 10. Within thirty (30) days prior to **MS. KLEIN** initiating drug screening, **MS. KLEIN** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. KLEIN**.
 11. After initiating drug screening, **MS. KLEIN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. KLEIN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. KLEIN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. KLEIN** shall provide satisfactory documentation of such attendance to the Board prior

to reinstatement.

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

Reporting Requirements of MS. KLEIN

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

DURATION

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

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

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

Monitoring

3. **MS. KLEIN** 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. KLEIN's** history. **MS. KLEIN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. KLEIN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. KLEIN** 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. KLEIN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KLEIN's** history.
6. **MS. KLEIN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. KLEIN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. KLEIN

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Rohe, Heather, P.N. 122561 (CASE #12-4312):

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **HEATHER MICHELLE ROHE** in the March 22, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ROHE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MS. ROHE's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ROHE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

10. Within thirty (30) days prior to **MS. ROHE** initiating drug screening, **MS. ROHE** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. ROHE**.
11. After initiating drug screening, **MS. ROHE** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. ROHE** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, **MS. ROHE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. ROHE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. ROHE

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

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

DURATION

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

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

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

Monitoring

3. **MS. ROHE** 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. ROHE's** history. **MS. ROHE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. ROHE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. ROHE** 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. ROHE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ROHE's** history.
6. **MS. ROHE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. ROHE

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

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Moore, Karen, R.N. 279755 (CASE #12-0825)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **KAREN JUNE MOORE** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MOORE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. MOORE's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MOORE's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MOORE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MOORE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. MOORE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MOORE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MOORE's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MOORE** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: six (6) hours of Medication Safety and Safe Outcomes, five (5) hours of Professionalism, four (4) hours of What Every Nurse Should Know About Discipline, and four (4) hours of Documentation.

Monitoring

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

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

Reporting Requirements of MS. MOORE

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

DURATION

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

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

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

Monitoring

3. **MS. MOORE** 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. MOORE's** history. **MS. MOORE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MOORE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. MOORE** 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. MOORE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MOORE's** history.
6. **MS. MOORE** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MOORE** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. MOORE

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

19. Prior to working as a nurse, if requested by the Board or its designee, **MS. MOORE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

reports as required herein. Any period during which **MS. MOORE** 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.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Echols, Cheryl, CHW applicant (CASE #12-5991)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the charges stated against **CHERYL T. ECHOLS** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ECHOLS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. ECHOLS's** application to practice as a certified community healthcare worker is GRANTED, and that **MS. ECHOLS's** certificate be suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year.

MS. ECHOLS's certificate to practice as a community healthcare worker shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. ECHOLS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ECHOLS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to working in a position that requires a certificate as a community healthcare worker, MS. ECHOLS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ECHOLS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ECHOLS's** criminal records check reports to the Board. **MS. ECHOLS's** completed criminal records check, including the FBI check, **must be received by the Board prior to her working in a position that requires a certificate as a community healthcare worker.**

Monitoring

4. **Prior to working in a position that requires a certificate as a community healthcare worker, MS. ECHOLS** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. ECHOLS** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute

- releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. ECHOLS's** certificate, and a statement as to whether **MS. ECHOLS** is capable of practicing as a certified community healthcare worker according to acceptable and prevailing standards of safe care.
5. **MS. ECHOLS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. ECHOLS's** certificate.

Employment Conditions

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

Reporting Requirements of MS. ECHOLS

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

prevailing standards of safe practice.

10. **MS. ECHOLS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
11. **MS. ECHOLS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
12. **MS. ECHOLS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. ECHOLS** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. ECHOLS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Colby, Beverly, R.N. 298609 (CASE #13-4813)

Action: It was moved by Brenda, Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **BEVERLY MICHELE COLBY** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. COLBY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. COLBY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. COLBY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. COLBY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. COLBY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. COLBY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. COLBY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. COLBY** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. COLBY** shall submit documentation of her successful completion of all terms imposed in the Decision and Order, Stipulated Surrender of License and Order issued by the Department of Consumer Affairs, State of California, effective on or about August 2, 2013, and that her California license is fully reinstated and unencumbered.

Reporting Requirements of MS. COLBY

6. **MS. COLBY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation

or information directly to the Board.

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Reed, Max, P.N. 130481 (CASE #13-4516)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that upon consideration of the charges stated against **MAX H. REED** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. REED** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. REED's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Awosefaju, Jamil, P.N. 131180 (CASE #13-3903)

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that upon consideration of the charges stated against **JAMIL ASWADA AWOSEFAJU** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. AWOSEFAJU** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. AWOSEFAJU's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. AWOSEFAJU's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. AWOSEFAJU** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. AWOSEFAJU** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. AWOSEFAJU** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. AWOSEFAJU**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. AWOSEFAJU's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. AWOSEFAJU** shall submit documentation of reinstatement of her Colorado nursing license and release from all terms of the Order of Suspension issued by the State of Colorado Board of Nursing on June 28, 2013, and the Stipulation and Final Agency Order issued by the State of Colorado Board of Nursing, effective March 11, 2013.

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. AWOSEFAJU** shall establish contact with a nursing educator approved by the Board who

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

6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. AWOSEFAJU's** license.
7. In the event that the educator's recommendations require **MS. AWOSEFAJU** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. AWOSEFAJU** a license to practice nursing as a licensed practical nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. AWOSEFAJU's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. AWOSEFAJU's** license shall be terminated. **MS. AWOSEFAJU** shall not gain or attempt to gain employment as a licensed practical nurse in the State of Ohio until she

has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Reporting Requirements of MS. AWOSEFAJU

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

DURATION

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

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

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

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

Employment Conditions

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

Reporting Requirements of MS. AWOSEFAJU

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

11. **MS. AWOSEFAJU** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
12. Prior to working as a nurse, if requested by the Board or its designee, **MS. AWOSEFAJU** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Gilbert, Brunner, P.N. 113638 (CASE #13-2939)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **BRUNNER GENE GILBERT** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. GILBERT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. GILBERT's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. GILBERT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. GILBERT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MR. GILBERT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. GILBERT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. GILBERT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. GILBERT** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MR. GILBERT** shall submit documentation of his successful completion of all terms imposed by the Decision on License Renewal Application issued to **MR. GILBERT** by the Indiana State Board of Nursing dated December 6, 2012, and Findings of Fact, Ultimate Findings of Fact, Conclusions of Law, and Order dated May 29, 2013, and that his Indiana license is fully reinstated and unencumbered.

Reporting Requirements of MR. GILBERT

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Dailey, Dana, R.N. 374286 (CASE #13-3677)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **DANA LYNN DAILEY** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting

the charges, the Board find that **MS. DAILEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. DAILEY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DAILEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DAILEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. DAILEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DAILEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DAILEY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DAILEY** shall submit documentation of her successful completion of all terms imposed by the 8th Judicial District Circuit Court of Goshen County, Louisiana, for her November 13, 2012 conviction.

Reporting Requirements of MS. DAILEY

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

South High Street, Suite 400, Columbus, OH 43215-7410.

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

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Aniton, Shatawn, R.N. 297358 (CASE #13-5483)

Action: It was moved by Lisa Klenke, seconded by Susan Morano, that upon consideration of the charges stated against **SHATAWN LANE ANITON** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ANITON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. ANITON's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

4. **Prior to requesting reinstatement by the Board, MS. ANITON** shall submit documentation of her successful completion of all terms imposed in the Voluntary Surrender of License/Certificate in Lieu of Other Disciplinary Action issued by the Nevada State Board of Nursing, effective on or about August 22, 2012, and that her Nevada license is fully reinstated and unencumbered.
5. **Prior to requesting reinstatement by the Board, MS. ANITON** shall submit documentation of her successful completion of all terms imposed in the Final Order issued by the State of Florida Board of Nursing, dated August 12, 2013, with Voluntary Relinquishment of License, and that her Florida license is fully reinstated and unencumbered.

Reporting Requirements of MS. ANITON

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

DURATION

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

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Young, Sharon, R.N. 251506, P.N. 070104 (CASE #13-0971)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **SHARON KAY YOUNG** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. YOUNG** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. YOUNG's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. YOUNG's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

and Legal Liability for Nurses, and ten (10) hours of Opiate Abuse and Dependence.

Monitoring

5. **MS. YOUNG** 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. YOUNG's** history. **MS. YOUNG** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. YOUNG** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. YOUNG** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. YOUNG** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. YOUNG** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. YOUNG's** licenses, and a statement as to whether **MS. YOUNG** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. YOUNG** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. YOUNG's** licenses.
9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. YOUNG** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. YOUNG's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. YOUNG** shall be negative, except for substances prescribed, administered, or dispensed to

her by another so authorized by law who has full knowledge of **MS. YOUNG's** history.

10. Within thirty (30) days prior to **MS. YOUNG** initiating drug screening, **MS. YOUNG** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. YOUNG**.
11. After initiating drug screening, **MS. YOUNG** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. YOUNG** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. YOUNG** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. YOUNG** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. YOUNG

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

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

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

DURATION

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

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

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

Monitoring

3. **MS. YOUNG** 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. YOUNG's** history. **MS. YOUNG** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. YOUNG** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. YOUNG** 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. YOUNG** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. YOUNG's** history.

6. **MS. YOUNG** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. YOUNG** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. YOUNG

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Grate, Jacquelyn, P.N. 111599 (CASE #11-0670)

Action: It was moved by Susan Morano, seconded by Brenda Boggs, that upon consideration of the charges stated against **JACQUELYN ANN GRATE** in the March 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GRATE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. GRATE's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Nolen, Kristie, R.N. 296965 (CASE #10-0153)

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that upon consideration of the charges stated against **KRISTIE RENEE NOLEN** in the July 29, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. NOLEN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. NOLEN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. NOLEN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. NOLEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. NOLEN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. NOLEN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. NOLEN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. NOLEN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. NOLEN** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. NOLEN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of substance abuse, five (5) hours of Professional Accountability and Legal Liability for Nurses, and five (5) hours of Ethics.

Monitoring

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

11. Within thirty (30) days prior to **MS. NOLEN** initiating drug screening, **MS. NOLEN** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. NOLEN**.
12. After initiating drug screening, **MS. NOLEN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. NOLEN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. NOLEN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. NOLEN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. NOLEN

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

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

DURATION

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

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

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

Monitoring

3. **MS. NOLEN** 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. NOLEN's** history. **MS. NOLEN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. NOLEN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. NOLEN** 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. NOLEN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. NOLEN's** history.
6. **MS. NOLEN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. NOLEN

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by majority vote of the Board members with Judith Church abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Bridgens, Kristina, P.N. 142001 (CASE #12-6988)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **KRISTINA A. BRIDGENS** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BRIDGENS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. BRIDGENS's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BRIDGENS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

Reporting Requirements of MS. BRIDGENS

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

DURATION

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

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

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

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

Monitoring

3. **MS. BRIDGENS** 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. BRIDGENS's** history. **MS. BRIDGENS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. BRIDGENS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. BRIDGENS** 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. BRIDGENS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BRIDGENS's** history.
6. **MS. BRIDGENS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. BRIDGENS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. BRIDGENS

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

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

19. Prior to working as a nurse, **MS. BRIDGENS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Lett, Tracy, R.N. 229369 (CASE #13-7976)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **TRACY ANN LETT** in the January 17, 2014 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. LETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and that **MS. LETT's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LETT's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

4. **Prior to requesting reinstatement by the Board, MS. LETT** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and ten (10) hours of Drug Abuse.

Monitoring

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

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

Reporting Requirements of MS. LETT

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

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

DURATION

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

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

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

Monitoring

3. **MS. LETT** 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. LETT's** history. **MS. LETT** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. LETT** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. LETT** 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. LETT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LETT's** history.
6. **MS. LETT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. LETT** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. LETT

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

MS. LETT shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or

pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. LETT** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Vincent, Sheema, R.N. 357058 (CASE #12-5358)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **SHEEMA T. VINCENT** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. VINCENT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. VINCENT's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Penkala-Shorkey, Karen, R.N. 348700 (CASE #13-5370)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that up on consideration of the charges stated against **KAREN JOAN PENKALA-SHORKEY** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PENKALA-SHORKEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. PENKALA-SHORKEY's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Simons, Erica, R.N. 278006 (CASE #13-7380)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **ERICA JO SIMONS** in the January 17, 2014 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SIMONS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and that **MS. SIMONS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SIMONS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

4. **Prior to requesting reinstatement by the Board, MS. SIMONS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Professional Accountability and Legal Liability for Nurses, and five (5) hours of Nurses, Drugs and Drug Abuse.

Educational Needs Assessment and Learning Plan

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

6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. SIMONS's** license.
7. In the event that the educator's recommendations require **MS. SIMONS** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. SIMONS** a license to practice nursing as a registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. SIMONS's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. SIMONS's** license shall be terminated. **MS. SIMONS** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

8. **MS. SIMONS** 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. SIMONS's** history. **MS. SIMONS** shall self-administer the prescribed drugs only in the manner prescribed.
9. **MS. SIMONS** shall abstain completely from the use of alcohol or any products containing alcohol.
10. **Prior to requesting reinstatement by the Board, MS. SIMONS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SIMONS** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MS. SIMONS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SIMONS's** license, and a statement as to whether **MS. SIMONS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
11. **MS. SIMONS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and

conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SIMONS's** license.

12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SIMONS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. SIMONS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. SIMONS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMONS's** history.
13. Within thirty (30) days prior to **MS. SIMONS** initiating drug screening, **MS. SIMONS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. SIMONS**.
14. After initiating drug screening, **MS. SIMONS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. SIMONS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
15. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SIMONS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SIMONS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SIMONS

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

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

DURATION

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

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

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

Monitoring

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

4. **MS. SIMONS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. SIMONS** 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. SIMONS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SIMONS's** history.
6. **MS. SIMONS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. SIMONS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

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

Reporting Requirements of MS. SIMONS

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Schubert, Deborah, R.N. 292979 (CASE #13-7646)

Action: It was moved by Susan Morano, seconded by Brenda Boggs, that upon consideration of the charges stated against **DEBORAH KAY SCHUBERT** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SCHUBERT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. SCHUBERT's** license to practice nursing as a registered nurse be suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of ninety (90) days.

MS. SCHUBERT's license to practice nursing as a registered nurse shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. SCHUBERT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHUBERT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Within ninety (90) days of the effective date of this Order, MS. SCHUBERT** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Reporting Requirements of MS. SCHUBERT

4. **MS. SCHUBERT** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
5. **MS. SCHUBERT** 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.
6. **MS. SCHUBERT** 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.
7. **MS. SCHUBERT** shall submit the reports and documentation required by

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Green, Robert, P.N. 104655 (CASE #11-3160)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **ROBERT STEWART GREEN** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. GREEN** has committed acts in

violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. GREEN's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time, but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. GREEN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

6. **MR. GREEN** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. GREEN's**

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

- for any and all substances prescribed, administered, or dispensed to **MR. GREEN**.
12. After initiating drug screening, **MR. GREEN** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. GREEN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 13. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. GREEN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. GREEN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 14. **Prior to requesting reinstatement by the Board, MR. GREEN** shall, at his own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. GREEN** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. GREEN's** license, and a statement as to whether **MR. GREEN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 15. **MR. GREEN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. GREEN's** license.

Reporting Requirements of MR. GREEN

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

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

DURATION

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

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

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

Monitoring

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

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

Treating Practitioners and Reporting

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

Employment Conditions

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

thirty (30) days of accepting nursing employment. **MR. GREEN** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. GREEN

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Pitcher, Michelle, P.N. 137450 (CASE #11-1398)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **MICHELLE NICOLE PITCHER** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PITCHER** has committed acts

in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. PITCHER's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PITCHER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PITCHER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PITCHER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. PITCHER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PITCHER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PITCHER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. PITCHER** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. PITCHER** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Disciplinary Actions, five (5) hours of Professional Accountability and Legal Liability, and ten (10) hours of Nurses and Marijuana Abuse.

Monitoring

6. **MS. PITCHER** 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.**

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

for any and all substances prescribed, administered, or dispensed to **MS. PITCHER**.

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

Reporting Requirements of MS. PITCHER

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

DURATION

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

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

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

Monitoring

3. **MS. PITCHER** 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. PITCHER's** history. **MS. PITCHER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PITCHER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. PITCHER** 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. PITCHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PITCHER's** history.
6. **MS. PITCHER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. PITCHER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. PITCHER

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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

receipt of this notice, **MS. PITCHER** may request a hearing regarding the charges.

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Teamer, Judy, R.N. 218142 (CASE #13-6504)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **JUDY T. TEAMER** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. TEAMER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. TEAMER's** license to practice nursing as a registered nurse be **Reprimanded** and **Fined**.

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

Within six (6) months of the effective date of this Order, MS. TEAMER shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, three (3) hours of Critical Thinking, and three (3) hours of Disciplinary Actions.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Steigert, Andrew, R.N. 314079 (CASE #13-1976)

Action: It was moved by Lisa Klenke, seconded by J. Jane McFee, that upon consideration of the charges stated against **ANDREW DOUGLAS STEIGERT** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. STEIGERT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. STEIGERT's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. STEIGERT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. STEIGERT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MR. STEIGERT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. STEIGERT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. STEIGERT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. STEIGERT** shall submit documentation of his successful completion of all terms imposed in the Default Decision and Order issued by the State of California, Board of Registered Nursing, Department of Consumer Affairs, effective April 11, 2013, and that his California license is fully reinstated and unencumbered.

Reporting Requirements of MR. STEIGERT

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

this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Walker, Danielle, R.N. 350769 (CASE #13-2423)

Action: It was moved by Janet Arwood, seconded by Susan Morano, that upon consideration of the charges stated against **DANIELLE WALKER** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WALKER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. WALKER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

- submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WALKER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WALKER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. WALKER** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
 5. **Prior to requesting reinstatement by the Board, MS. WALKER** shall submit documentation of her successful completion of all terms imposed by the West Virginia Board of Examiners for Registered Professional Nurses Proposed Consent Agreement entered into by and between **MS. WALKER** and the West Virginia Board, effective April 12, 2013, and that her West Virginia license is fully reinstated and unencumbered.

Reporting Requirements of MS. WALKER

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

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Race, David, R.N. 322363 (CASE #13-2232)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **DAVID LEWIS RACE** in the September 20, 2013 Notice of Automatic Suspension and Opportunity for Hearing, and the May 16, 2014 Notice of Opportunity for Hearing, and evidence supporting the charges, the Board find that **MR. RACE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MR. RACE's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Wendell, Faith, R.N. 367450 (CASE #12-5021)

Action: It was moved by Susan Morano, seconded by Nancy Fellows that upon consideration of the charges stated against **FAITH BROOKE WENDELL** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WENDELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and that **MS. WENDELL's** license to practice nursing as a registered nurse be **Reprimanded and Fined**.

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

Within six (6) months of the effective date of this Order, MS. WENDELL shall submit documentation that her Texas nursing license is reinstated and unencumbered, and her full compliance with all terms of the Agreed Order entered into by and between **MS. WENDELL** and the Texas Board of Nursing, effective September 11, 2012.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Mbouge, Rexze, R.N. 346857 (CASE #11-4545)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the charges stated against **REXZE MBOUGE** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. MBOUGE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MR. MBOUGE's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Brown, Kimberly, P.N. 103186 (CASE #13-7533)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **KIMBERLY LEE BROWN** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BROWN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. BROWN's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BROWN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to requesting reinstatement by the Board, MS. BROWN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BROWN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BROWN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. BROWN** shall submit documentation of her full compliance with the Board of Nursing of the State of North Carolina's Order to Suspend following Non-Compliance with Probationary Drug Screening, effective November 7, 2013.

Monitoring

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

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

Reporting Requirements of MS. BROWN

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

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

DURATION

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

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

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

Monitoring

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

5. During the probationary period, **MS. BROWN** 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. BROWN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BROWN's** history.
6. **MS. BROWN** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. BROWN** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. BROWN** shall **notify the Board, in writing.**
11. **MS. BROWN** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. BROWN** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a

quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. BROWN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. BROWN

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

Temporary Practice Restrictions

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

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

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Hernandez, Jennifer, P.N. 121477 (CASE #13-1679)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **JENNIFER ROSE HERNANDEZ** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HERNANDEZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. HERNANDEZ's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following

reinstatement, **MS. HERNANDEZ's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with the **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HERNANDEZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HERNANDEZ** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. HERNANDEZ** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HERNANDEZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HERNANDEZ's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. HERNANDEZ** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, four (4) hours of Coping Mechanisms, and six (6) hours of Drug Abuse.

Monitoring

5. **MS. HERNANDEZ** 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. HERNANDEZ's** history. **MS. HERNANDEZ** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. HERNANDEZ** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. HERNANDEZ** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. HERNANDEZ** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HERNANDEZ** shall execute releases to permit the

- chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HERNANDEZ's** license, and a statement as to whether **MS. HERNANDEZ** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. HERNANDEZ** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HERNANDEZ's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HERNANDEZ** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HERNANDEZ's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HERNANDEZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HERNANDEZ's** history.
 10. Within thirty (30) days prior to **MS. HERNANDEZ** initiating drug screening, **MS. HERNANDEZ** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. HERNANDEZ**.
 11. After initiating drug screening, **MS. HERNANDEZ** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. HERNANDEZ** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HERNANDEZ** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HERNANDEZ** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MS. HERNANDEZ** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. HERNANDEZ** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HERNANDEZ's** license, and a statement as to whether **MS. HERNANDEZ** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. HERNANDEZ** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HERNANDEZ's** license.

Reporting Requirements of MS. HERNANDEZ

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

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

DURATION

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

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

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

Monitoring

3. **MS. HERNANDEZ** 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. HERNANDEZ's** history. **MS. HERNANDEZ** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HERNANDEZ** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HERNANDEZ** 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. HERNANDEZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HERNANDEZ's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. HERNANDEZ

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

Temporary Narcotic Restriction

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

FAILURE TO COMPLY

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

DURATION

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

DEFAULT ORDERS

Machado, Caroline, R.N. 340681 (CASE #13-1827)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the allegations contained in the March 14, 2014 examination order and the findings contained in the July 2014 Default Order, the Board find that **MS. MACHADO** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2014 Default Order, and that **MS. MACHADO's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of July 25, 2014, with conditions for reinstatement set forth in the July 2014 Default Order.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Magers, Jeanne, P.N. 136161 (CASE #12-3003)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the allegations contained in the March 20, 2014 examination order and the findings contained in the July 2014 Default Order, the Board find that **MS. MAGERS** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2014 Default Order, and that **MS. MAGERS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of July 25, 2014, with conditions for reinstatement set forth in the July 2014 Default Order.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Allman, Shane, P.N. 115801 (CASE #13-4512)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the allegations contained in the April 1, 2014 examination order and the findings contained in the July 2014 Default Order, the Board find that **MR. ALLMAN** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2014 Default Order, and that **MR. ALLMAN's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of July 25, 2014, with conditions for reinstatement set forth in the July 2014 Default Order.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

Baker, Chester, R.N. NCLEX (CASE #14-0849)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board find that **MR. BAKER** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control, and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MR. BAKER** has admitted the truth of the allegations set forth in the May 14, 2014 Examination Order issued to **MR. BAKER** and that **MR. BAKER's** ability to safely practice nursing is impaired, and that **MR. BAKER's** Application be denied, with conditions for reapplication for initial licensure set forth below:

CONDITIONS FOR REAPPLICATION FOR INITIAL LICENSURE

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

2. **MR. BAKER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. BAKER** shall, at his own expense, submit to a chemical dependency examination, specifically addressing his capacity to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Dr., Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. BAKER** shall provide the Examiner with a copy of this Order and the May 14, 2014 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. BAKER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. BAKER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. BAKER** may submit a new application for licensure to practice nursing as a registered nurse by examination following the Board's receipt of the Examiner's written opinion. Upon re-applying, and meeting all the requirements for licensure, **MR. BAKER** may be authorized to take the NCLEX-RN. Prior to the Board authorizing **MR. BAKER** to take the NCLEX, **MR. BAKER** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. BAKER** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of MR. BAKER

5. **MR. BAKER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. BAKER** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.

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

In accordance with Chapter 119, ORC, **MR. BAKER** is hereby informed that **MR. BAKER** is entitled to a hearing on this matter. If **MR. BAKER** wishes to request such hearing, the request must be made in writing and must be received in the Board office within thirty (30) days of the time of mailing of this notice.

MR. BAKER is hereby further informed that, if **MR. BAKER** timely requests a hearing, **MR. BAKER** is entitled to appear at such hearing in person, by **MR. BAKER's** attorney, or by such other representative as is permitted to practice before the Board, or **MR. BAKER** may present **MR. BAKER's** position, arguments, or contentions in writing. At the hearing **MR. BAKER** may also present evidence and examine witnesses appearing for and against **MR. BAKER**.

Should **MR. BAKER** choose to request a hearing, please mail or deliver the request, in addition to any other correspondence regarding this matter, to **Lisa Ferguson-Ramos, Compliance Unit Manager, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410, or to the email address, hearing@nursing.ohio.gov.**

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 19th day of September, 2014.

VOLUNTARY RETIREMENTS

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case(s):

Dale, Diana, P.N. 033765 (CASE #13-6715) and Buckland (Hupp), Cynthia, R.N. 305741 (CASE #14-4213).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

MONITORING

RELEASE FROM SUSPENSION/PROBATION

Action: It was moved by Janet Arwood, seconded by Nancy Fellows, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released from their respective Consent Agreements or Adjudication Orders:

Cain, Joanie, R.N. 388572 (CASE #12-5759); Wright, LaShawn, P.N. 144273 (CASE #10-5223); Perry, Danielle, R.N. 387463 (CASE #12-3715); Delp, Brandy, P.N. 151808 (CASE #12-4216); Dorsten, Emily, R.N. 375153 (CASE #11-2688); Byerly, John, R.N. 319420 (CASE #12-0224); Parker, Victoria, R.N. 239668 (CASE #10-3383); May, Leisa, P.N. 129782 (CASE #10-0962); Hargrove, Ashlie, R.N. 384191 (CASE #12-1845); and Delnay, Nancy, R.N. 244660, NP 07225, RX 07225 (CASE #11-2304).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released early from the respective Consent Agreement or Adjudication Orders:

Ferron, Valerie, R.N. 354632 (CASE #11-4588) and Lemke, Jacquelyn, R.N. 380325 (CASE #11-3027).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

RELEASE FROM TEMPORARY PRACTICE RESTRICTIONS

Action: It was moved by J. Jane McFee, seconded by Judith Church, that the following, with the recommendation by Susan Morano, Supervising Member for

Disciplinary Matters, be released from the temporary practice restrictions within their consent agreement(s):

Jones, Audra, R.N. 297742 (CASE #13-1837).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

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

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released from their consent agreements with the exception of the permanent practice restriction(s) that will remain in effect:

Davis, Felicia, P.N. 114451 (CASE #06-1387) and Boyajian, Julia, R.N. 338697 (CASE #09-5838).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

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

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released early from their consent agreement(s) with the exception of the permanent practice restriction(s) that will remain in effect:

Wolf, Carrie, R.N. 332688 (CASE #11-4713) and Sove, Jami, R.N. 311587 (CASE #11-1618).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction(s) within their consent agreement(s):

Sutton, Elaine, P.N. 130761 (CASE #07-3239); Connelly, Tamson, R.N. 286935 (CASE #13-3569); and Estes, Misty, P.N. 101171 (CASE #12-5562).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms of the November 26, 2008 Adjudication Order:

McKee, William, P.N. 113311 (CASE #07-2990).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

MOTION TO APPROVE

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board accept the following approvals made by Susan Morano, Supervising Member for Disciplinary Matters:

Bolte, Scott, R.N. 263336, P.N. 093902 (CASE #14-0584) – Approval to seek nursing employment.

Adams, Sonya, R.N. 314853, P.N. 094195 (CASE #12-0307) – Approval to seek nursing employment.

Abbott, Paula, R.N. 283101, COA 08849 (CASE #10-3848) – Approval to accept employment at Ohio Spine and Body.

Quinnie, Carolyn, R.N. 175681 (CASE #12-3026) – Approval to accept employment at ClevelandMove Medical Training Facility.

Dietz, Amy, R.N. 184156 (CASE #12-1780) – Approval to seek nursing employment.

Foster III, Robert, R.N. 345817 (CASE #11-1915) – Approval to accept employment at Maison Aine.

Benefield, Joi, P.N. 145038 (CASE #12-1382) – Approval to seek nursing employment.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

MISCELLANEOUS MONITORING MOTIONS

Peake, Carol, R.N. 177151, NP 09813, RX 09813 (CASE #12-0637)

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that the Board approve the standard care arrangement with Dr. Donato Borrillo for Peake, Carol, R.N. 177151, NP 09813, RX 09813 (CASE #12-0637).

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Butkovic, Thomas, P.N. 131880 (CASE #12-0684)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the Board release Butkovic, Thomas, P.N. 131880 (CASE #12-0684) from the urine drug screening requirement and the weekly 12 step program requirement with in the May 2014 Consent Agreement.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Gray, Brittany, R.N. 352574 (CASE #11-4671)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board release Gray, Brittany, R.N. 352574 (CASE #11-4671) from the urine drug screening requirement within the March 2014 Consent Agreement.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Headley, Jennifer, R.N. 368747 (CASE #10-5547)

Action: It was moved by Nancy Fellows, seconded by Janet Arwood, that the Board release Headley, Jennifer, R.N. 368747 (CASE #10-5547) from the urine drug screening requirement and treatment provider reports within the March 2011 Consent Agreement.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

Heasley, Amy, R.N. 259580 (CASE #14-2345)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the Board notify Heasley, Amy, R.N. 259580 (CASE #14-2345), that in accordance with the Board Supervising Member's determination, the Ohio Board of Nursing does not agree to modify the terms, conditions, and limitations of Ms. Heasley's Addendum to the July 2014 Consent Agreement.

Motion adopted by majority vote of the Board members with Susan Morano abstaining.

REPORTS TO THE BOARD

Open Forum – Friday, September 19, 2014 at 10:00 a.m.

There were no participants for open forum.

Board Committee on Practice

Janet Arwood and Lisa Emrich reported on the Board Committee on Practice meeting held September 18, 2014. They reported that the Committee and stakeholders reviewed draft legislative language regarding the LPN IV therapy requirements and discussed potential changes. Stakeholder input and discussion was substantial. Board staff will review the comments and revise the legislative language to provide greater clarity. The Board agreed to re-convene the Committee on Practice at the January Board meeting for further review and discussion.

Other Reports

Strategic Plan – Status Report

B. Houchen presented the Strategic Plan status report.

NEGP Third Quarter Report

L. Emrich provided the quarterly report for the Nurse Education Grant Program.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Report on NCSBN Delegate Assembly and Annual Meeting

Judith Church and Jane McFee reported on the NCSBN Delegate Assembly and Annual Meeting.

Designation of Board Committee on Advisory Group Appointments

Brenda Boggs, Lisa Klenke, and Patricia Sharpnack will serve on the Committee on Advisory Group appointments. The Committee will meet at noon on Thursday, November 19, 2014.

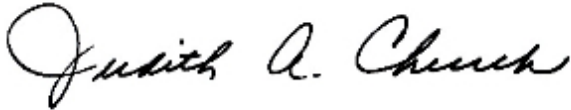
Review of November Board Meeting Schedule

Joseph Kirk reviewed the November 2014 Board Meeting schedule. The November Board meeting will be a 2-day meeting rather than the usual 3-day meeting. The Board will hold the Rules Hearing on Thursday afternoon and after the hearing, appearances will be scheduled. There are two time allotments for Quasi-Judicial Case Discussion, one on Thursday and the other early Friday morning prior to starting the public meeting. Upon re-convening at noon, the compliance agenda will be completed.

EVALUATION OF MEETING AND ADJOURNMENT

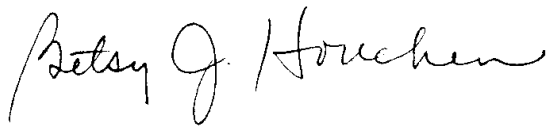
On Friday, September 19, 2014, the meeting adjourned at 3:00 p.m.

Judith Church, DHA, MSN, RN
President

Handwritten signature of Judith A. Church in cursive script.

Attest:

Betsy Houchen, RN, MS, JD
Executive Director

Handwritten signature of Betsy J. Houchen in cursive script.