



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD NOVEMBER 20-22, 2013

The regular meeting of the Ohio Board of Nursing (Board) was held on November 20-22, 2013 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 Wednesday, November 20, 2013 at 1:00 p.m., President Judith Church called the Public Hearing on Administrative rules to order. The Board meeting was called to order at 1:34 p.m. On Thursday, November 21, 2013 at 8:30 a.m., President Judith Church called the Board meeting to order. On Friday, November 22, 2013 at 8:33 a.m., President Church called the Board meeting to order. Vice-President J. Jane McFee read the Board mission each day 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

Rhonda Barkheimer, RN, Board Supervising Member for Disciplinary Matters (Absent Friday)

Nancy Fellows, RN (Absent Friday)

Lisa Klenke, RN (Absent Wednesday)

Maryam Lyon, RN

Susan Morano, RN

Tracy Ruegg, RN

Roberta Stokes, RN (Absent Wednesday)

Sheryl Warner, Consumer Member

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Wednesday, a Public Hearing on Administrative Rules was held at 1:00 p.m.; Pamela Gartrell, RN, and Attorney James Leo addressed the Board at 1:30 p.m. and Eric Yoon, RN, CNP, CNS, and Attorney Elizabeth Collis addressed the Board at 1:50 p.m. On Thursday, the Board Reception was held at 8:00 a.m., Executive Session was at 10:00 a.m.; and the Board Committee on Advisory

Group appointments met at 12:00 p.m. On Friday, Open Forum was held at 10:00 a.m.

Approval of Minutes of the September 2013 Meeting

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board approve the minutes from the September 2013 Board meeting as submitted. Motion adopted by unanimous vote of the Board members.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- The Board congratulated Rebecca Green for five years of state service, and thanked staff for contributing \$8,596 for the Combined Charitable Campaign.
- Board staff established a dedicated page on the Board web site for military personnel. It provides information about licensure and renewal processes, continuing education, FAQs, and resources.
- Board staff revised all applications, so military trained personnel and/or their spouses can indicate their military status on the application to enable Board staff to prioritize the application upon receipt.
- Board staff distributed the 2013 Nursing Workforce Data Reports. The reports and the raw data are available on the web site for the public. Many stakeholders have complimented the Board about the data and the reports.
- Board staff participated in a conference call with Patient Centered Medical Homes (PCMH) representatives to discuss practice questions related to issuing prescriptions and medication reconciliation in the PCMH setting. Tom Dilling represented the Board on behalf of Judith Church at the quarterly PCMH Advisory Group Meeting.
- T. Dilling and Mike Miller, Medical Board, were speakers at the Federation of State Boards of Physical Therapy Annual Meeting presenting the Ex-Offender Coalition work related to boards and commissions.
- Lisa Ferguson-Ramos attended a meeting of the Ohio Medicaid Program Integrity Group, convened by the Attorney General's office regarding opioid prescribing.
- L. Ferguson-Ramos and Melissa Knauss attended a meeting of the Public Consulting Group for the Ohio Home Care Waiver and the Ohio Home Care Carve Out Waiver. M. Knauss addressed questions on how to investigate issues such as maintaining professional boundaries, drug diversion, and fraud.
- Lisa Klenke, Board member, and Pam Morse, Board Compliance Agent, provided a presentation at the Annual Meeting of the Ohio Organization of Nurse Executives (OONE) that was well received.
- L. Emrich attended two interested party/stakeholder meetings convened by the Ohio Board of Pharmacy, to discuss in-patient and outpatient protocols.
- L. Emrich was asked by NCSBN to be a member of a panel of practice experts to review and provide comments and suggestions for newly

- developed “Emerging Practice Regulatory Guidelines.” NCSBN is developing these practice guidelines for boards of nursing, similar to the Board’s Interpretive Guidelines.
- NCSBN granted the Board a twelve-month funding extension of the Nursys Data Integrity project to update several categories of inactive records.

Legislative Report

T. Dilling presented the legislative report. He reported on opiate prescribing legislation and highlighted numerous bills. Although HB 165, hyperbaric technologists, provides for direct supervision of certified hyperbaric technologists (CHTs) by physicians, it does not provide for supervision of CHTs by APRNs. The sponsor intends to amend the bill to allow APRNs to provide direct supervision of CHTs.

HB 170, naloxone, seeks to remove or limit barriers to providing naloxone to revive a person suffering from an apparent opioid-related overdose. The Board previously sent a letter of support to the House Health Committee and noted the limitations to APRNs’ ability to “personally furnish” naloxone to patients. These limitations have been addressed in the bill, so that APRNs would be able to personally furnish naloxone.

HB 301, drug administration, would authorize a person not otherwise authorized to do so to administer certain drugs pursuant to delegation by an APRN who holds a certificate to prescribe. The bill specifies that the delegation cannot occur in the hospital inpatient setting, and there may be additional carve-outs. Tracy Ruegg identified the issues occurring due to APRNs not currently having the authority to delegate medication administration to an unlicensed person. Board members questioned why licensed practical nurses were not being employed when they are already educated in medication administration. Board staff will be meeting with proponents to further discuss the bill.

T. Dilling discussed a proposal by Board staff for a statutory exemption to allow out-of-state CTP applicants, who have not prescribed for one continuous year in another state within the last three years, to take the Schedule II portion of the advanced pharmacology course online. Certain out-of-state APRNs who are having difficulty endorsing their CTP into Ohio have contacted the Board. Although it impacts a small number of APRNs, it is a regulatory barrier that could be considered for removal. The Board agreed by general consensus to seek a statutory exemption to allow out-of-state CTP applicants, who have not prescribed for one continuous year in another state within the last three years, to take the Schedule II portion of the course online.

Fiscal Report

Kathy King and Lisa Emrich presented the fiscal report. Board members complimented fiscal staff for their work on the budget and the clarity of the report.

NEW BUSINESS

2013 Administrative Rules – Five-Year Review

The Board discussed the testimony received during the public rules hearing regarding Rule 4723-17-03, Ohio Administrative Code (OAC). H. Fischer reported that the Board would review Chapter 4723-17, OAC, as part of the five-year rule review in 2014. The Board discussed having time to research the proposed revisions and convening a Board Practice Committee in order to solicit additional information and feedback regarding the areas presented during the testimony. The Board agreed by general consensus to consider the comments during the 2014 rulemaking process and convene a Board Practice Committee.

EXECUTIVE SESSION

On November 21, 2013:

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 10:05 a.m. and reported out of Executive Session at 10:35 a.m.

APPROVALS

Nursing Education Programs – Approval of New Programs

Department of Nursing The University of Findlay

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Department of Nursing The University of Findlay. It was further moved that the Program submit progress reports to the Board on or before March 10, 2015, September 10, 2015, March 10, 2016, September 12, 2016, March 10, 2017 and September 12, 2017. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Brown Mackie College-North Canton Associate of Applied Science in Nursing

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Brown Mackie College-North Canton Associate of Applied Science in Nursing. It was further moved that the Program submit progress reports to the Board on or before February 5, 2015 and September 10, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Nursing Education Programs – Determination of Approval Status

Cuyahoga Community College, Associate Degree Nursing Program

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the Board continue its Full approval of Cuyahoga Community College, Associate Degree Nursing Program until July 16, 2015. It was further moved that the Program submit progress reports to the Board concerning its ACEN accreditation status within ten days of the Program's receipt of any accreditation status

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

Ashland University Dwight Schar College of Nursing and Health Sciences

Action: It was moved by Janet Arwood, seconded by Roberta Stokes, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Ashland University Dwight Schar College of Nursing and Health Sciences for a period of five years effective November 21, 2013. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Lorain County Community College Associate Degree Nursing Program

Action: It was moved by Roberta Stokes, seconded by Nancy Fellows, that after fully considering the Board survey visit report and the Program response to the report for Lorain County Community College Associate Degree Nursing Program, the Board find that the Program has failed to meet and maintain the requirements established in Rules 4723-5-09(B)(11); 4723-5-10(A)(3) and (4); 4723-5-20(B); 4723-5-21(D)(1) and (E)(2), OAC. It was further moved that the Board place Lorain County Community College Associate Degree Nursing Program on Provisional approval effective November 21, 2013 to November 17, 2016, in accordance with Section 4723.06 (A)(7), ORC, and that the Program submit progress reports to the Board on or before December 19, 2013, August 22, 2014, March 18, 2015, August 21, 2015 and August 19, 2016. Motion adopted by majority vote of the Board members with Lisa Klenke and Susan Morano abstaining.

Willoughby-Eastlake School of Practical Nursing-Adult Division

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Willoughby-Eastlake School of Practical Nursing-Adult Division for a period of five years effective November 21, 2013. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Willoughby-Eastlake School of Practical Nursing-High School Division

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Willoughby-Eastlake School of Practical Nursing-High School Division for a period of five years effective November 21, 2013. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved by Tracy Ruegg, seconded by Lisa Klenke, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board September 1, 2013 through October 31, 2013 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 majority vote of the Board members with Rhonda Barkheimer abstaining.

National Certifying Organizations for Advanced Practice Nurses

Action: It was moved by Lisa Klenke, seconded by Rhonda Barkheimer, that the Board approve, for 2014, the following national certifying organizations for certified nurse practitioners, certified nurse-midwives, certified registered nurse anesthetists, and clinical nurse specialists seeking a certificate of authority to practice in Ohio, in accordance with Section 4723.46(A), ORC: American Academy of Nurse Practitioners Certification Program; American Association of Critical-Care Nurses Certification Corporation; American Midwifery Certification Board; American Nurses Credentialing Center; National Board for Certification of Hospice and Palliative Nurses; National Board of Certification and Recertification for Nurse Anesthetists; National Certification Corporation; Oncology Nursing Certification Corporation; and Pediatric Nursing Certification Board. Motion adopted by unanimous vote of the Board.

National Testing Organizations for Dialysis Technicians

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board approve, for 2014, the following national testing organizations as dialysis technician testing organizations in accordance with Section 4723.751, ORC, and Rule 4723-23-10(A), OAC: the Board of Nephrology Examiners Nursing and Technology; and the National Nephrology Certification Organization. Motion adopted by unanimous vote of the Board.

ADJUDICATION AND COMPLIANCE

On Friday, November 22, 2013, 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. Rhonda Barkheimer and Nancy Fellows were absent.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

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

Aniton, Shatawn L., R.N. 297358 (CASE #13-5483); Bonnette, Mary B., R.N. 354381 (CASE #13-6102); Kirschenbaum, Angela E., P.N. 111774 (CASE #12-1404); Varian, Joseph P., R.N. 359766 (CASE #13-1439); Nau, Alicia M., P.N. 106763 (CASE #13-0508); Willis, Charles D., P.N. 112068 (CASE #13-6097); Bonsky, Joseph P., R.N. 180384 (CASE #13-5486); Bartlett, Jennifer L., R.N. 347777 (CASE #11-2813); DeAngelis, Amanda R., R.N. 374108 (CASE #13-3489); Cornelia, Christina F., R.N. 322796 (CASE #13-5618); Finnicum, Robbin L., R.N. 255778, P.N. 078135 (CASE #12-5834); McDonald, Faith A., R.N.

331553 (CASE #12-6819); Clark, Noel, R.N. 346645 (CASE #11-5279); Fenderbosch, Jessica A., R.N. 340844 (CASE #12-5168); Stidham, Linda S., R.N. 131614 (CASE #13-0173); Yokley, Susan C., R.N. 252417 (CASE #12-0106); Smith, Heather D., P.N. 129339 (CASE #13-2356); Jones, Linette M., R.N. 318465 (CASE #12-4279); Rogers, Christina A., P.N. 135557 (CASE #12-3892); Walaszewski, Nicole, P.N. 127898 (CASE #13-2320); Moore, Terry A., R.N. 382383 (CASE #13-3219); Heckman, Erin J., R.N. 379862 (CASE #13-2497); Herold, Jane M., R.N. 258383 (CASE #13-3143); Champagne, Carol J., R.N. 396322 (CASE #13-6192); Russell, Lori A., R.N. 212017, NA 02460 (CASE #13-1347); McGonagle, Margaret A., R.N. 305236 (CASE #13-6474); Rawnsley, Ann K., R.N. 221142 (CASE #13-6204); Thaxton, Sarah D., R.N. 291875 (CASE #13-0898); Khetia, Deepa M., R.N. 331738 (CASE #13-4012); Chrisman, Billie J., P.N. 115678 (CASE #13-6619); Eagle, Richard E., P.N. 106903 (CASE #13-6833); Miller, Juanita M., P.N. 149509 (CASE #13-2790); Penkala-Shorkey, Karen J., R.N. 348700 (CASE #13-5370); Estes, Michelle R., R.N. 256765 (CASE #13-6663); Kidwell, Charlotte L., R.N. 291411 (CASE #11-5149); Cornoyer, Janet L., P.N. 099951 (CASE #13-3353); Rapier, Malinda J., P.N. 076590 (CASE #11-0186); Weir, Heather A., P.N. 121984 (CASE #13-4139); Barrett, Heather R., P.N. 114401 (CASE #13-2642); Vanfleet, Annabelle P., R.N. 396424 (CASE #13-6559); Ferroni, Christen N., P.N. 136180 (CASE #13-5599); Bailey, Diane M., P.N. 117925 (CASE #13-0339); Moore, Racheal R., P.N. 140214 (CASE #12-0970); Hernandez, Jennifer R., P.N. 121477 (CASE #13-1679); Bracy, Jami, R.N. 344027 (CASE #12-7435); Young, Andrea K., R.N. 291294 (CASE #13-0111); Phillips, Ietha L., P.N. 100508 (CASE #13-2029); Barringer, James, MAC 00176 (CASE #12-2853); Burns, Stacy L., R.N. 325541 (CASE #12-6015); Soto-Garcia, Sara E., P.N. 112664 (CASE #12-1990); Oros, Michael C., R.N. 263449 (CASE #12-1772); Montgomery, Angela M., R.N. 335407 (CASE #13-3518); Stacklin, Jocelyn S., R.N. 362869 (CASE #13-5938); Kemp, Corey, R.N. 329169 (CASE #12-1779); Yeary, Rachael A., P.N. 132034 (CASE #13-4600); Erdy, Micaela L., P.N. 127537 (CASE #12-7060); Moore, Karen J., R.N. 279755 (CASE #12-0825); Miles, Cheryl L., R.N. 231357 (CASE #11-2594); Koblitz, Janet A., R.N. 257274 (CASE #13-6549); Mbouge, Rexze N., R.N. 346857 (CASE #11-4545); and Mitchell, Marie, R.N. 328910, P.N. 099716 (CASE #13-1495).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Action: It was moved by Maryam Lyon, seconded by Tracy Ruegg, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC for the following case:

Parks, Gina A., P.N. 086681 (CASE #13-7530).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Complete copies of the Notices of Opportunity for Hearing shall be maintained

in the exhibit book for the November 2013 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for the following case(s):

Miller, Kimberly A., P.N. 118231 (CASE #13-1681); Greene, Ashley M., R.N. 339954 (CASE #13-0233); Leitschuh, Andrea R., R.N. 369681, P.N. 138346 (CASE #13-7356); Gerena, Julianne, R.N. 302288 (CASE #13-0968); and Duvall, Carla M., R.N. 279049, NP 07789, RX 07789 (CASE #13-7430).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2013 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Ball, Duane A., R.N. 280281 (CASE #13-4395); Manz, Linda S., P.N. 067867 (CASE #13-3907); Delaney, Travis M., P.N. 153308 (CASE #13-6767); Everett, Ashley M., R.N. 350618 (CASE #13-6852); Jones, Kristy L., P.N. 110635 (CASE #13-6799); Hutson, Leslie A., R.N. 284115 (CASE #13-5308); Eyster, Tonya, P.N. 111398 (CASE #13-6585); Kauffman, Karin L., R.N. 198690 (CASE #13-5620); Fletcher, Patricia M., R.N. 391276, P.N. 091130 (CASE #13-5557); Budd, Emily H., P.N. 147382 (CASE #13-6679); Munford, Monati D., P.N. 141770 (CASE #13-6452); Lainhart, Amy L., R.N. 337078, P.N. 097946 (CASE #13-2027); Barclay, Kelly A., R.N. 308339 (CASE #13-6570); Muse, Marion L., R.N. 141690 (CASE #13-5906); Solomon, Jacklyn S., P.N. 150484 (CASE #13-6920); Terrell, Marilyn J., R.N. 366227 (CASE #13-5940); Hobbs, William C., D.T. 02195 (CASE #13-6387); Bair, Angela J., R.N. 285600 (CASE #13-5943); Carlone, Christine M., P.N. 139787 (CASE #13-6571); McBride, Julie A., R.N. 249967, P.N. 087676 (CASE #13-6583); and Bujakowski, Raven, R.N. 302818 (CASE #13-1905).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2013 Board Meeting.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, 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):

Walters, Rachel A., R.N. 297961 (CASE #13-4664); Hayes, Katherine E., P.N. 139313 (CASE #13-1471); Perry, Kathleen L., R.N. 209618, P.N. 047857 (CASE #13-2245); Salem, Mercedes J., P.N. 126359 (CASE #13-0808); Groves, Melissa A., P.N. 129474 (CASE #13-0891); Howard, Tiffany R., R.N. 374790, P.N. 137198 (CASE #13-0469); Cowell, Travis R., R.N. 344459 (CASE #12-3076); Searcy-Printke, Dawn M., R.N. 237592 (CASE #12-3991); and Roof, Christine L., R.N. 320173 (CASE #13-5037).

Motion adopted by majority vote of the Board members with Judith Church 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 November 2013 Board Meeting.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Jones, Raeann M., P.N. 137203 (CASE #13-0265); Ackerley, Miranda C., P.N. 128915 (CASE #13-2026); Garrison, Angelina, R.N. 313074, P.N. 104704 (CASE #13-6145); Imbrogno, Stephanie R., R.N. 337659 (CASE #13-006590); Carnes, Jennifer G., R.N. 263825 (CASE #13-5917); Matt, Alexandra N., P.N. 142875 (CASE #13-6412); Schrantz, Susan W., R.N. 170742 (CASE #13-1948); Smith, Elizabeth L., R.N. 157617 (CASE #13-6645); Scarcella, Amie M., P.N. 143196 (CASE #13-6074); Hastings, Cassie L., P.N. 140587 (CASE #13-2647); and Fisher, Pamela D., R.N. 289153 (CASE #13-3732).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Complete copies of the Permanent Voluntary Surrenders Of License shall be maintained in the exhibit book for the November 2013 Board Meeting.

Voluntary Non-Permanent Withdrawal of Endorsement Application

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

Webster, Jonathan C., R.N. Endorse (CASE #13-1723).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

Complete copies of the Voluntary Non-Permanent Withdrawal of Application for Licensure by Endorsement shall be maintained in the exhibit book for the November 2013 Board Meeting.

CONSENT AGREEMENTS

Action: It was moved by J. Jane McFee, seconded by Lisa Klenke, 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):

Peake, Carol I., R.N. 177151, NP 09813, RX 09813 (CASE #12-0637); Davis, Victoria R., P.N. 137654 (CASE #12-7400); Ruttencutter, Shaunta M., R.N. 345456 (CASE #12-6206); Ruffin, Yolanda F., P.N. 123563 (CASE #12-1783); Adams, Ashley M., P.N. 125009 (CASE #11-5926); Brodnick, Angela M., R.N. 314280 (CASE #13-3877); Goins, Mischka R., P.N. 119956 (CASE #13-2812); Burnette, Jennifer L., P.N. 125320 (CASE #12-5580); Anderson, Kimberly R., R.N. 235868 (CASE #13-5145); Sheth, Niki A., R.N. Endorse (CASE #13-5510); Bowman, Ginger F., R.N. 329008 (CASE #11-4644); Curry, Alieta M., R.N. 381687, P.N. 131186 (CASE #12-5964); Wells, Jessi J., R.N. NCLEX, P.N. 108077 (CASE #13-5243); Wong, Corrick D., R.N. 261505, P.N. 077807 (CASE #12-3208); Young, Brandi Y., P.N. 109465 (CASE #12-5927); Siliezar, Edwin E., R.N. Endorse (CASE #13-5385); Ivery, Michelle J., R.N. NCLEX (CASE #13-4721); Seibert, Jeffrey B., P.N. 140654 (CASE #12-5901); Abshire, Melissa A., P.N. NCLEX (CASE #13-4089); Price, Kayleigh A., R.N. NCLEX (CASE #13-5630); Graham, Daneen J., DTI applicant (CASE #13-6144); Dray, Cheryl R., R.N. 319304 (CASE #13-1890); Thorpe, Jodi L., R.N. 233583 (CASE #13-3458); Knowles, Terri A., R.N. 194700 (CASE #12-0644); Walton, Chanise J., P.N. NCLEX (CASE #13-4832); Dais, Brandon D., R.N. NCLEX, P.N. 142522 (CASE #13-6428); Combs, Krista L., R.N. 187870 (CASE #13-5609); Darrington, Lisa M., R.N. NCLEX, P.N. 132955 (CASE #13-5996); Baker, Sarah R., P.N. NCLEX (CASE #13-4099); Reda, Ashly, TC1 03786, P.N. NCLEX (CASE #13-6548); Hofus, Ryan T., R.N. 341714 (CASE #12-3566); Mattox, Megann A., R.N. 306994 (CASE #12-0132); Waers, Donna M., P.N. 142785 (CASE #13-1054); Gast, Gregory J., R.N. 208593, NS 09399, RX

09399 (CASE #13-2953); Babbitt, Jeffrey L., R.N. 358007 (CASE #13-3956); Richmond, Christopher J., R.N. 395036 (CASE #13-5939); Price, Thomas G., R.N. 228966 (CASE #13-0924); Jones, Audra E., R.N. 297742 (CASE #13-1837); Berg, Michelle R., P.N. 134810 (CASE #12-7210); Mayer, Katharine K., R.N. 334630, NP 13263, RX 13263 (CASE #13-5527); Walker, James B., R.N. 266496, NA 08120 (CASE #11-2838); Mensah, Stacy D., P.N. 144423, RN NCLEX (CASE #13-2620); Letterly, Elizabeth A., R.N. 338603 (CASE #12-4745); Brown, Robin A., P.N. 108628 (CASE #10-3981); Lajoie, Jennifer A., R.N. 267800 (CASE #13-3895); Hartung, Nettie M., R.N. 192448 (CASE #13-3032); Lee, Keith E., P.N. 105944 (CASE #12-1220); Slone, Michelle R., P.N. 140304 (CASE #13-1079); Njoroge, Edward M., R.N. 362239 (CASE #13-1984); Heath, Amy L., R.N. 248574 (CASE #12-4177); Porter, Lawanna A., R.N. 337958, P.N. 118264 (CASE #12-0903); Orban, Melissa S., R.N. 333707 (CASE #13-1426); Reindel, Jamie L., R.N. 263080, NP 08867, RX 08867 (CASE #12-0101); Wells, Robert F., R.N. NCLEX (CASE #13-3703); Bohannon, Mary K., R.N. 265232 (CASE #13-0139); Meredith, Greg A., R.N. Endorse (CASE #13-4398); Murphy, Erin P., R.N. 358479, NP 13730, RX 13730 (CASE #13-6618); Hudson, Mary A., R.N. 369247, NP 13469, RX 13469 (CASE #13-4887); Pierce, Brandon T., P.N. 135765 (CASE #13-3792); Bumgardner, Andrea L., P.N. 100774 (CASE #13-6273); Adams, Mary E., R.N. 182468, NP 13377, RX 13377 (CASE #13-5412); Gillon, Brittani M., DTI applicant (CASE #13-6158); Rohrig, Jeanne M, R.N. 356042 (CASE #13-2314); Hunt, Rhonda, P.N. 107526 (CASE #12-3722); Daniels, Laura K., R.N. 353182 (CASE #13-3101); Lamberson, Maricruz D., R.N. 362985 (CASE #13-5014); Sanford, Linda A., P.N. 121105 (CASE #13-1033); Robinson, Bridget K., P.N. 115469 (CASE #12-1805); Barnes, Darlene J., R.N. 120798, NS 07365, RX 07365 (CASE #13-3852); Neuman, Megan M., R.N. 368072 (CASE #13-2269); Filips, Donna J., R.N. NCLEX (CASE #13-4163); Tomboly, Sara D., R.N. 396316, P.N. 139489 (CASE #12-4228); Jones, Christopher L., P.N. 100500 (CASE #12-3495); Light, Christopher F., P.N. 061080 (CASE #12-4408); Jones, Wendy L., R.N. 223244 (CASE #12-2621); Lane, Lisa A., R.N. NCLEX (CASE #13-3591); Nolta Jr, Everett L., R.N. NCLEX, P.N. 143688 (CASE #13-0642); Deger, Andrew M., TC1 04016 (CASE #13-0019); Laine, Jamila A., R.N. 364059 (CASE #13-1533); Antonelli, Catherina M., R.N. 247946 (CASE #13-6806); Brent, James R., R.N. 353605 (CASE #13-2448); Dean, Loretta A., R.N. 350081 (CASE #12-1538); Mullins, Patricia A., R.N. 294199, P.N. 083124 (CASE #13-1229); Wismer, Frances, R.N. 316808 (CASE #12-4424); Blakeley, Paul R., R.N. 161938, NA 01178 (CASE #13-1897); Swain, Ciera T., P.N. 145362 (CASE #11-3722); Bak, Patricia J., R.N. NCLEX (CASE #13-4663); Shirak, Nicholas D., R.N. NCLEX (CASE #13-5155); Frederick, Steffanie A., P.N. 137742 (CASE #13-7424); Beightler, Jason L., P.N. NCLEX (CASE #12-6950); Robison, Marcie A., P.N. 121398 (CASE #13-0066); Henke, Vivian L., R.N. 277135 (CASE #12-3901); Mast, Holly A., R.N. 247926, NP 13353, RX 13353 (CASE #13-7162); East, Yvonne B., R.N. 214300 (CASE #13-7146); Swallow, Jennifer E., P.N. NCLEX (CASE #13-5335); Fritsch, Stephanie A., P.N. 124964 (CASE #12-0717); Bowersox, Elaine E., R.N. 252827 (CASE #13-7048); Kuran, Billie J., R.N. 147577 (CASE #13-6577); Reid, Brittany V., TC1 applicant, D.T. applicant (CASE #13-3908); Bilan, James J., R.N. Endorse

(CASE #13-6922); Mazey, Kent C., R.N. 247892, NA 06707 (CASE #13-6810); Jones, Tammy M., P.N. NCLEX (CASE #12-7327); Webster, Vickie A., R.N. 250293 (CASE #13-5643); Milligan, Dennis L., P.N. 118356 (CASE #13-7302); Brown II, Albert D., DTI applicant (CASE #13-4926); Moran, Christine E., R.N. 390891 (CASE #13-7063); Pflager, Kirk, R.N. 314303 (CASE #13-0673); and Breckinridge School of Nursing @ ITT Technical Institute, Norwood, (CASE #13-3755).

Judith Church abstained from voting on all cases. Lisa Klenke abstained on Breckinridge School of Nursing @ ITT Technical Institute, Norwood, (CASE #13-3755) only.

Janet Arwood voted no on Jones, Audra E., R.N. 297742 (CASE #13-1837) and Antonelli, Catherina M., R.N. 247946 (CASE #13-6806) only. J. Jane McFee voted no on the following cases only: Peake, Carol I., R.N. 177151, NP 09813, RX 09813 (CASE #12-0637); Daniels, Laura K., R.N. 353182 (CASE #13-3101); and Bilan, James J., R.N. Endorse (CASE #13-6922). Susan Morano voted no on the following cases only: Wells, Jessi J., R.N. NCLEX, P.N. 108077 (CASE #13-5243); Neuman, Megan M., R.N. 368072 (CASE #13-2269); Lane, Lisa A., R.N. NCLEX (CASE #13-3591); Deger, Andrew M., TC1 04016 (CASE #13-0019); and Bak, Patricia J., R.N. NCLEX (CASE #13-4663). Tracy Ruegg voted no on the following cases only: Dray, Cheryl R., R.N. 319304 (CASE #13-1890); Thorpe, Jodi L., R.N. 233583 (CASE #13-3458); Hofus, Ryan T., R.N. 341714 (CASE #12-3566); Price, Thomas G., R.N. 228966 (CASE #13-0924); Barnes, Darlene J., R.N. 120798, NS 07365, RX 07365 (CASE #13-3852); Lane, Lisa A., R.N. NCLEX (CASE #13-3591); Deger, Andrew M., TC1 04016 (CASE #13-0019); and Bak, Patricia J., R.N. NCLEX (CASE #13-4663). Roberta Stokes voted no on the follow cases only: Mattox, Megann A., R.N. 306994 (CASE #12-0132); Waers, Donna M., P.N. 142785 (CASE #13-1054); and Richmond, Christopher J., R.N. 395036 (CASE #13-5939). Sheryl Warner voted no on the following cases only: Wells, Jessi J., R.N. NCLEX, P.N. 108077 (CASE #13-5243); Knowles, Terri A., R.N. 194700 (CASE #12-0644); Price, Thomas G., R.N. 228966 (CASE #13-0924); Hartung, Nettie M., R.N. 192448 (CASE #13-3032); Reindel, Jamie L., R.N. 263080, NP 08867, RX 08867 (CASE #12-0101); and Laine, Jamila A., R.N. 364059 (CASE #13-1533).

Motion adopted by majority vote of the Board members.

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board approve the Consent Agreement for violations of Chapter 4723., ORC entered into by and between the Board and Williams, Linda E., R.N. 296487 (CASE #12-0949).

Judith Church abstained from voting.

Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the November 2013 Board Meeting.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Gartrell, Pamela J., R.N. 264501 (CASE #12-5511)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **PAMELA JEAN GARTRELL'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 five (5) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. GARTRELL'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. **MS. GARTRELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GARTRELL** 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. GARTRELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GARTRELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GARTRELL'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. GARTRELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education course taken subsequent to the effective date of this Order: ten (10) hours of Chemical Dependency and Substance Abuse, and two (2) hours of Ohio Law and Rules.

Monitoring

5. **MS. GARTRELL** 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.**

- GARTRELL's** history. **MS. GARTRELL** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. GARTRELL** shall abstain completely from the use of alcohol or any products containing alcohol.
 7. **Prior to requesting reinstatement by the Board, MS. GARTRELL** 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. GARTRELL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. GARTRELL** 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. GARTRELL's** license, and a statement as to whether **MS. GARTRELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. GARTRELL** 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. GARTRELL's** license.
 9. **For a minimum, continuous period of three (3) years immediately prior to requesting reinstatement, MS. GARTRELL** 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. GARTRELL'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. GARTRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARTRELL's** history.
 10. Within thirty (30) days prior to **MS. GARTRELL** initiating drug screening, **MS. GARTRELL** 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. GARTRELL**.

11. After initiating drug screening, **MS. GARTRELL** 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. GARTRELL** 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 three (3) years immediately prior to requesting reinstatement, MS. GARTRELL** 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. GARTRELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GARTRELL

13. **MS. GARTRELL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. GARTRELL** 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. GARTRELL** submits a written request for reinstatement; (2) the Board determines that **MS. GARTRELL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. GARTRELL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. GARTRELL** and review of the documentation specified in this Order.

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

1. **MS. GARTRELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GARTRELL** 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. GARTRELL** 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. GARTRELL's** history. **MS. GARTRELL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. GARTRELL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. GARTRELL** 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. GARTRELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARTRELL's** history.
6. **MS. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. GARTRELL** 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. GARTRELL** shall **notify the Board, in writing.**
11. **MS. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL

12. **MS. GARTRELL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** 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. GARTRELL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. GARTRELL** 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. GARTRELL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. GARTRELL 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. GARTRELL's suspension shall be lifted and MS. GARTRELL's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. GARTRELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. GARTRELL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. GARTRELL** 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. GARTRELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. GARTRELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. GARTRELL** and review of the reports as required herein. Any period during which **MS. GARTRELL** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Antonio, Michele J., P.N. 116939 (CASE #11-3444)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MICHELE J. ANTONIO's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. ANTONIO'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 **Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is the following:

The Board has determined in its expertise that due to **MS. ANTONIO's** self-administration of a Schedule II controlled substance without a legal, valid prescription and **MS. ANTONIO's** practice violations involving Oxycodone (Percocet), **MS. ANTONIO** must be permanently restricted from unsupervised settings and from supervising other nurses.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ANTONIO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ANTONIO** 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. ANTONIO** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ANTONIO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ANTONIO'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. ANTONIO** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education course taken subsequent to the effective date of this Order: five (5) hours of Medication Administration, five (5) hours of Documentation, five (5) hours of Ethics, and one (1) hour of Ohio Law and Rules.

Monitoring

5. **MS. ANTONIO** 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. ANTONIO's** history. **MS. ANTONIO** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. ANTONIO** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. ANTONIO** 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. ANTONIO** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. ANTONIO** 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. ANTONIO's** license, and a statement as to whether **MS. ANTONIO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. ANTONIO** 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. ANTONIO's** license.
 9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. ANTONIO** 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. ANTONIO'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. ANTONIO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ANTONIO's** history.
 10. Within thirty (30) days prior to **MS. ANTONIO** initiating drug screening, **MS. ANTONIO** 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. ANTONIO**.
 11. After initiating drug screening, **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. ANTONIO

13. **MS. ANTONIO** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. ANTONIO** 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. ANTONIO** submits a written request for reinstatement; (2) the Board determines that **MS. ANTONIO** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. ANTONIO** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. ANTONIO** and review of the documentation specified in this Order.

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

1. **MS. ANTONIO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO's** history. **MS. ANTONIO** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. ANTONIO** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. ANTONIO** 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. ANTONIO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ANTONIO's** history.
6. **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. ANTONIO** 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. ANTONIO** shall **notify the Board, in writing**.
11. **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO

12. **MS. ANTONIO** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** 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. ANTONIO** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. ANTONIO** 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. ANTONIO** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. ANTONIO 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. ANTONIO's** suspension shall be lifted and **MS. ANTONIO's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. ANTONIO** has

violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. ANTONIO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. ANTONIO** 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. ANTONIO** has complied with all aspects of this Order; and (2) the Board determines that **MS. ANTONIO** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ANTONIO** and review of the reports as required herein. Any period during which **MS. ANTONIO** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Cooper, Crystal L., P.N. 114000 (CASE #11-3490)

Action: It was moved by Sheryl Warner, seconded by Tracy Ruegg, 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 **CRYSTAL LEE COOPER'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 Judith Church, Lisa Klenke and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Parks, Gina A., P.N. 086681 (CASE #12-1100)

Action: It was moved by Susan Morano, seconded by Tracy Ruegg, that the Board dismiss the factual allegation contained in paragraph 3. of the January 25, 2013 Notice of Opportunity for Hearing that alleged **MS. PARKS** admitted to a Board Compliance Agent that she called in prescriptions for Ativan and that she self-administered Ativan. It was further moved that the Board accept all of the Findings of Fact and Conclusions of Law in the Hearing Examiner's Report and Recommendation, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **GINA ANN PARKS'S** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement,

MS. PARKS'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 Temporary Narcotic Restrictions** set forth below.

The rationale for the modification is the following:

The Board has determined in its expertise that **MS. PARKS's** practice would be a danger to the public without a longer period of suspension with demonstrated sobriety, including a two-year period of clean alcohol and drug screens prior to reinstatement.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PARKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PARKS** 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. PARKS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PARKS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PARKS'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. PARKS** shall submit documentation of her full compliance with the terms and conditions of Intervention in Lieu of Conviction from the Hamilton County Court of Common Pleas in Case Number B 1203015-A.
5. **Prior to requesting reinstatement by the Board, MS. PARKS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education course taken subsequent to the effective date of this Order: five (5) hours of Ethics and Professionalism, five (5) hours of L.P.N. Scope of Practice, and ten (10) hours of Chemical Dependency and Substance Abuse.
6. **Prior to requesting reinstatement by the Board, MS. PARKS** shall submit documentation of her full compliance with the terms and conditions of the Kentucky Board of Nursing's KARE program.

Monitoring

7. **MS. PARKS** 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. PARKS's** history. **MS. PARKS** shall self-administer the prescribed drugs only in the manner prescribed.
8. **MS. PARKS** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Prior to requesting reinstatement by the Board, MS. PARKS** 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. PARKS** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and Notice of Opportunity for Hearing. Further, **MS. PARKS** 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. PARKS's** license, and a statement as to whether **MS. PARKS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. **MS. PARKS** 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. PARKS's** license.
11. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. PARKS** 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. PARKS'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. PARKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PARKS's** history.

12. Within thirty (30) days prior to **MS. PARKS** initiating drug screening, **MS. PARKS** 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. PARKS**.
13. After initiating drug screening, **MS. PARKS** 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. PARKS** 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 two (2) years immediately prior to requesting reinstatement, **MS. PARKS** 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. PARKS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PARKS

15. **MS. PARKS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MS. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** shall verify that the reports and documentation required by this Order are received in the Board office.

21. **MS. PARKS** 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. PARKS** submits a written request for reinstatement; (2) the Board determines that **MS. PARKS** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. PARKS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PARKS** and review of the documentation specified in this Order.

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

1. **MS. PARKS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PARKS** 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. PARKS** 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. PARKS's** history. **MS. PARKS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PARKS** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. PARKS** 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. PARKS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PARKS's** history.
6. **MS. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PARKS** 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. PARKS** shall **notify the Board, in writing.**
11. **MS. PARKS** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. PARKS** 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. PARKS** 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 and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. PARKS

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

13. **MS. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** 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. PARKS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PARKS** 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. PARKS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. PARKS 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. PARKS's suspension shall be lifted and MS. PARKS's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PARKS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PARKS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PARKS** 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. PARKS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PARKS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PARKS** and review of the reports as required herein. Any period during which **MS. PARKS** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Yoon, Eric J., R.N. 273870, NP 05791, NS 07773, RX 05791 (CASE #13-2236)
Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that the Board redact a confidential user identification and password from State's Exhibit 18. It was further moved that the Board dismiss the allegation set forth in Item 2 of the May 2013 Notice of Opportunity for hearing that **MR. YOON** violated Rule 4723-9-09(A)(3), Ohio Administrative Code, consistent with the Findings of Fact, number nine, page fourteen of the Hearing Examiner's Report and Recommendation. It was lastly moved 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 **ERIC JAMES YOON's** license to practice nursing as a registered nurse, certificate of authority to practice as a certified nurse practitioner, certificate of authority to practice as a clinical nurse specialist, and certificate to prescribe in the State of Ohio be **Reprimanded** and **Fined**, and further, that

MR. YOON shall complete continuing education courses as specified and approved by the Board.

The rationale for this modification is the following:

The Board in its expertise has considered the additional mitigating factor that **MR. YOON's** violations did not involve a patient or harm a patient. In addition, the recommendation is modified as the Hearing Examiner refers to **MR. YOON's** "license" on page 22 of the Report and Recommendation, but **MR. YOON** also holds two certificates of authority, and a certificate to prescribe.

TERMS AND CONDITIONS

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

Within six (6) months of the effective date of this Order, MR. YOON 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, and approved in advance by the Board or its designee: ten (10) hours of Critical Thinking, and ten (10) hours of Stress Management.

Judith Church, Lisa Klenke, Maryam Lyon, J. Jane McFee, Tracy Ruegg and Roberta Stokes abstained from voting.

Motion adopted by unanimous vote of those members voting including Janet Arwood, Susan Morano and Sheryl Warner.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November 2013.

BOARD HEARING COMMITTEE

Elkins, Steven R., P.N. 116725 (CASE #12-6210)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the Board grant an extension of time to consider Respondent's Objections to the Report and Recommendation that were received on September 12, 2013.

It was further moved that the Board accept all of the Findings of Fact, Conclusions, and the Recommendation in the Hearing Committee's Report and Recommendation and that **STEVEN RAY ELKINS'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 Judith Church, Lisa Klenke, J. Jane McFee, Susan Morano and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Flynn, Heather L., P.N. 147385 (CASE #12-1946)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, 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 **HEATHER L. FLYNN'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. FLYNN'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 Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FLYNN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FLYNN** 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. FLYNN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FLYNN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FLYNN'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. FLYNN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education course taken subsequent to the effective date of this Order: six (6) hours of Professionalism and Ethics, twelve (12) hours of Anger Management, and a course on Alcohol Abuse.

Monitoring

5. **MS. FLYNN** 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. FLYNN's** history. **MS. FLYNN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. FLYNN** shall abstain completely from the use of alcohol or any products containing alcohol.
 7. **Prior to requesting reinstatement by the Board, MS. FLYNN** 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. FLYNN** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. FLYNN** 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. FLYNN's** license, and a statement as to whether **MS. FLYNN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. FLYNN** 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. FLYNN's** license.
 9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. FLYNN** 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. FLYNN'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. FLYNN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FLYNN's** history.
 10. Within thirty (30) days prior to **MS. FLYNN** initiating drug screening, **MS. FLYNN** 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. FLYNN**.
11. After initiating drug screening, **MS. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FLYNN

13. **MS. FLYNN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FLYNN** 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. FLYNN** submits a written request for reinstatement; (2) the Board determines that **MS. FLYNN** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. FLYNN** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. FLYNN** and review of the documentation specified in this Order.

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

1. **MS. FLYNN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FLYNN** 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. FLYNN** 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. FLYNN's** history. **MS. FLYNN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. FLYNN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. FLYNN** 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. FLYNN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FLYNN's** history.
6. **MS. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FLYNN** 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. FLYNN** shall **notify the Board, in writing**.
11. **MS. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN

12. **MS. FLYNN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** 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. FLYNN** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. FLYNN** 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. FLYNN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

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

charges and automatic suspension of her license. Upon receipt of this notice, **MS. FLYNN** 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. FLYNN** has complied with all aspects of this Order; and (2) the Board determines that **MS. FLYNN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FLYNN** and review of the reports as required herein. Any period during which **MS. FLYNN** 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, J. Jane McFee, Susan Morano and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Rice , Lisa A., D.T. 02883 (CASE #12-2104)

Action: It was moved by Maryam Lyon, seconded by Tracy Ruegg, 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 **LISA ANN RICE's** certificate to practice as a dialysis technician 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. RICE's** certificate to practice as a dialysis technician 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 Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. RICE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
2. **MS. RICE** 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. RICE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RICE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RICE'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. RICE** shall, in addition to the requirements of certificate renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education course taken subsequent to the effective date of this Order: six (6) hours of Ethics.

Reporting Requirements of MS. RICE

5. **MS. RICE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. RICE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe dialysis care.
7. **MS. RICE** 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. RICE** 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. RICE** 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. RICE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. RICE** 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. RICE** submits a written request for reinstatement; (2) the Board determines that **MS. RICE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. RICE** is able to practice according to acceptable and prevailing standards of safe dialysis care based upon an interview with **MS. RICE** and review of the documentation specified in this Order.

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

1. **MS. RICE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
2. **MS. RICE** 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 dialysis technician, each time with every employer, **MS. RICE** shall **notify the Board, in writing**.
4. **MS. RICE** 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 dialysis technician employment**. **MS. RICE** shall have her employer(s), if working in a position where a dialysis technician certificate is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting dialysis technician employment**. **MS. RICE** 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. RICE

5. **MS. RICE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. RICE** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe dialysis care.
7. **MS. RICE** 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. RICE** 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. RICE** 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. RICE** shall verify that the reports and documentation required by this Order are received in the Board office.

11. **MS. RICE** 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 dialysis technician, if requested by the Board or its designee, **MS. RICE** shall complete a refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

MS. RICE shall not practice as a dialysis technician (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; or (4) as an independent provider where the dialysis technician provides dialysis care and is reimbursed for services by the State of Ohio through State agencies or agents of the State.

MS. RICE shall not function as a supervisor or manager while working in a position for which a certificate to practice as a dialysis technician is required.

FAILURE TO COMPLY

The stay of MS. RICE's suspension shall be lifted and MS. RICE's certificate to practice as a dialysis technician will be automatically suspended if it appears to the Board that **MS. RICE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. RICE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. RICE** 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. RICE** has complied with all aspects of this Order; and (2) the Board determines that **MS. RICE** is able to practice according to acceptable and prevailing standards of safe dialysis care without Board monitoring, based upon an interview with **MS. RICE** and review of the reports as required herein. Any period during which **MS. RICE** does not work in a position for which a dialysis technician certificate 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, J. Jane McFee, Susan Morano and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Sharpe, Cathy D., R.N. 327843, P.N. 107708 (CASE #12-1252)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that the Board admit Respondent's Additional Evidence received on July 5, 2013.

It was further moved 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 **MS. SHARPE's** licenses to practice nursing as a licensed practical nurse and registered nurse are hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations for a minimum period of three (3) years, with the **Temporary Practice Restrictions** set forth below.

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

1. **MS. SHARPE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHARPE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. SHARPE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SHARPE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SHARPE's** criminal records check reports to the Board. **MS. SHARPE'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 nine (9) months of the effective date of this Order, MS. SHARPE** 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 Chemical Dependency and Substance Abuse, three (3) hours of Ethics, and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

5. **Within six (6) months of obtaining employment as a nurse, MS. SHARPE** 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. SHARPE** shall provide the chemical dependency professional with a copy of this Order and Notice of

Automatic Suspension and Opportunity for Hearing. Further, **MS. SHARPE** 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. SHARPE's** licenses, and a statement as to whether **MS. SHARPE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. **MS. SHARPE** 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. SHARPE's** licenses.
7. **MS. SHARPE** 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. SHARPE's** history. **MS. SHARPE** shall self-administer prescribed drugs only in the manner prescribed.
8. **MS. SHARPE** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Within forty-five (45) days of the effective date of this Order**, during the probationary period, **MS. SHARPE** 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. The screening shall continue throughout the probationary period, and 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. SHARPE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHARPE's** history.
10. **MS. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE** throughout the duration of this Order.
13. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SHARPE** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

14. **MS. SHARPE** 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.
15. **MS. SHARPE, 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 Automatic Suspension and Opportunity for Hearing. Further, **MS. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE

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

17. **MS. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE** 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. SHARPE** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. SHARPE** 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. SHARPE shall not practice nursing as a registered nurse or 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. SHARPE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MS. SHARPE 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. SHARPE's suspension shall be lifted and MS. SHARPE's licenses to practice nursing as a licensed practical nurse and registered nurse will be automatically suspended if it appears to the Board that MS. SHARPE

has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SHARPE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SHARPE** 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. SHARPE** has complied with all aspects of this Order; and (2) the Board determines that **MS. SHARPE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SHARPE** and review of the reports as required herein. Any period during which **MS. SHARPE** 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, J. Jane McFee, Susan Morano and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

NO REQUEST FOR HEARING

Boal, Kristen M., R.N. 330680 (CASE #12-5632)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the charges stated against **KRISTEN MARIE BOAL** in the January 25, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BOAL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. BOAL'S** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Cox, Penny J., R.N. 267409 (CASE #13-1830)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that upon consideration of the charges stated against **KRISTEN MARIE BOAL** in the January 25, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BOAL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. BOAL'S** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Fischer, Dawn M., P.N. 130641 (CASE #12-1340)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the charges stated against **DAWN FISCHER** in the March 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FISCHER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. FISCHER'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. FISCHER'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 **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. FISCHER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FISCHER** 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. FISCHER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FISCHER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FISCHER'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. FISCHER** 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 Ethics, and ten (10) hours of Nursing and Drugs.

Monitoring

5. **MS. FISCHER** 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. FISCHER's** history. **MS. FISCHER** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. FISCHER** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. FISCHER** 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. FISCHER** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. FISCHER** 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. FISCHER's** license, and a statement as to whether **MS. FISCHER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. FISCHER** 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. FISCHER's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. FISCHER** 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. FISCHER'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. FISCHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FISCHER's** history.
10. Within thirty (30) days prior to **MS. FISCHER** initiating drug screening, **MS.**

FISCHER 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. FISCHER**.

11. After initiating drug screening, **MS. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FISCHER

13. **MS. FISCHER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** shall verify that the reports and documentation required by this Order are received in the Board office.

19. **MS. FISCHER** 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. FISCHER** submits a written request for reinstatement; (2) the Board determines that **MS. FISCHER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. FISCHER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. FISCHER** and review of the documentation specified in this Order.

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

1. **MS. FISCHER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FISCHER** 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. FISCHER** 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. FISCHER's** history. **MS. FISCHER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. FISCHER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. FISCHER** 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. FISCHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FISCHER's** history.
6. **MS. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FISCHER** 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. FISCHER** shall **notify the Board, in writing.**
11. **MS. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER

12. **MS. FISCHER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** 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. FISCHER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. FISCHER** 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. FISCHER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

MS. FISCHER 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. FISCHER's suspension shall be lifted and MS. FISCHER's license to practice nursing as a licensed practical nurse will be automatically

suspended if it appears to the Board that **MS. FISCHER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FISCHER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. FISCHER** 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. FISCHER** has complied with all aspects of this Order; and (2) the Board determines that **MS. FISCHER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FISCHER** and review of the reports as required herein. Any period during which **MS. FISCHER** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Payne, Tiffany B., P.N. 097682 (CASE #13-0235)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that upon consideration of the charges stated against **TIFFANY BROOKE PAYNE** in the March 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PAYNE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. PAYNE's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PAYNE'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 **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PAYNE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PAYNE** 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. PAYNE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PAYNE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PAYNE'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. PAYNE** 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: (5) hours of Ethics and ten (10) hours of Nurses and Drugs.

Monitoring

5. **MS. PAYNE** 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. PAYNE's** history. **MS. PAYNE** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. PAYNE** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. PAYNE** 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. PAYNE** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. PAYNE** 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. PAYNE's** license, and a statement as to whether **MS. PAYNE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. PAYNE** 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. PAYNE's** license.

9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PAYNE** 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. PAYNE'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. PAYNE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PAYNE's** history.
10. Within thirty (30) days prior to **MS. PAYNE** initiating drug screening, **MS. PAYNE** 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. PAYNE**.
11. After initiating drug screening, **MS. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MS. PAYNE** 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. PAYNE** 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. PAYNE's** license, and a statement as to whether **MS. PAYNE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. PAYNE** 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. PAYNE's** license.
 15. **Prior to requesting reinstatement by the Board, MS. PAYNE** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. PAYNE'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. PAYNE's** comprehensive physical examination and with a comprehensive assessment regarding **MS. PAYNE's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. PAYNE** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. PAYNE** 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. PAYNE's** license to practice, and stating whether **MS. PAYNE** 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. PAYNE's** license.

Reporting Requirements of MS. PAYNE

17. **MS. PAYNE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
18. **MS. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** shall verify that the reports and documentation required by this Order are received in the Board office.
23. **MS. PAYNE** 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. PAYNE** submits a written request for reinstatement; (2) the Board determines that **MS. PAYNE** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. PAYNE** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PAYNE** and review of the documentation specified in this Order.

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

1. **MS. PAYNE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PAYNE** 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. PAYNE** 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. PAYNE's** history. **MS. PAYNE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PAYNE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. PAYNE** 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. PAYNE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PAYNE's** history.

6. **MS. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PAYNE** 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. PAYNE** shall **notify the Board, in writing.**
11. **MS. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE

12. **MS. PAYNE** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** 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. PAYNE** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PAYNE** 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. PAYNE** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. PAYNE 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. PAYNE's suspension shall be lifted and MS. PAYNE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PAYNE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PAYNE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. PAYNE** 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. PAYNE** has complied with all aspects of this Order; and (2) the Board determines that **MS. PAYNE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PAYNE** and review of the reports as required herein. Any period during which **MS. PAYNE** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Schaeper, Sue A., P.N. 144847 (CASE #13-0315)

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that upon consideration of the charges stated against **SUE ANN SCHAEPER** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and

evidence supporting the charges, the Board find that **MS. SCHAEPER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. SCHAEPER'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. SCHAEPER's** license to practice nursing as a licensed practical nurse be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SCHAEPER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHAEPER** 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. SCHAEPER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SCHAEPER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SCHAEPER'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. SCHAEPER** 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. SCHAEPER's** history. **MS. SCHAEPER** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. SCHAEPER** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. SCHAEPER** 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. SCHAEPER** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. SCHAEPER** 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. SCHAEPER's** license, and a statement as to whether **MS. SCHAEPER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. SCHAEPER** 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. SCHAEPER's** license.
 8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SCHAEPER** 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. SCHAEPER'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. SCHAEPER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHAEPER's** history.
 9. Within thirty (30) days prior to **MS. SCHAEPER** initiating drug screening, **MS. SCHAEPER** 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. SCHAEPER**.
 10. After initiating drug screening, **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER's** license, and a statement as to whether **MS. SCHAEPER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 13. **MS. SCHAEPER** 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. SCHAEPER's** license.

Reporting Requirements of MS. SCHAEPER

14. **MS. SCHAEPER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** shall verify that the reports and documentation required by this Order are received in the Board office.

20. **MS. SCHAEPER** 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. SCHAEPER** submits a written request for reinstatement; (2) the Board determines that **MS. SCHAEPER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. SCHAEPER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SCHAEPER** and review of the documentation specified in this Order.

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

1. **MS. SCHAEPER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER's** history. **MS. SCHAEPER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SCHAEPER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. SCHAEPER** 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. SCHAEPER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHAEPER's** history.
6. **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SCHAEPER** 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. SCHAEPER** shall **notify the Board, in writing.**
11. **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER

12. **MS. SCHAEPER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** 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. SCHAEPER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SCHAEPER** 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. SCHAEPER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

MS. SCHAEPER 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. SCHAEPER's suspension shall be lifted and MS. SCHAEPER's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SCHAEPER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SCHAEPER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SCHAEPER** 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. SCHAEPER** has complied with all aspects of this Order; and (2) the Board determines that **MS. SCHAEPER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SCHAEPER** and review of the reports as required herein. Any period during which **MS. SCHAEPER** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Vigorito, Veronica S., R.N. 286613 (CASE #12-4089)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that upon consideration of the charges stated against **VERONICA SUSAN VIGORITO** in the January 25, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. VIGORITO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. VIGORITO's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. VIGORITO'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. VIGORITO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. VIGORITO** 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. VIGORITO** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. VIGORITO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. VIGORITO'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. VIGORITO** 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. VIGORITO's** history. **MS. VIGORITO** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. VIGORITO** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. VIGORITO** 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. VIGORITO** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. VIGORITO** 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. VIGORITO's** license, and a statement as to whether **MS. VIGORITO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. VIGORITO** 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. VIGORITO's** license.

8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. VIGORITO** 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. VIGORITO'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. VIGORITO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. VIGORITO's** history.
9. Within thirty (30) days prior to **MS. VIGORITO** initiating drug screening, **MS. VIGORITO** 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. VIGORITO**.
10. After initiating drug screening, **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. VIGORITO** 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. VIGORITO** 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. VIGORITO's** license, and a statement as to whether **MS. VIGORITO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

13. **MS. VIGORITO** 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. VIGORITO's** license.

Reporting Requirements of MS. VIGORITO

14. **MS. VIGORITO** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. VIGORITO** 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. VIGORITO** submits a written request for reinstatement; (2) the Board determines that **MS. VIGORITO** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. VIGORITO** is able to

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

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

1. **MS. VIGORITO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO's** history. **MS. VIGORITO** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. VIGORITO** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. VIGORITO** 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. VIGORITO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. VIGORITO's** history.
6. **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. VIGORITO** 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. VIGORITO** shall **notify the Board, in writing.**
11. **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO

12. **MS. VIGORITO** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** 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. VIGORITO** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. VIGORITO** 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. VIGORITO** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. VIGORITO 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. VIGORITO's** suspension shall be lifted and **MS. VIGORITO's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. VIGORITO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. VIGORITO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. VIGORITO** 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. VIGORITO** has complied with all aspects of this Order; and (2) the Board determines that **MS. VIGORITO** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. VIGORITO** and review of the reports as required herein. Any period during which **MS. VIGORITO** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Young, Lee A., TC 1 03956 (CASE #13-0268)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **LEE ALEXANDER YOUNG** in the March 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. YOUNG** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing and that **MR. YOUNG's** temporary certificate to practice as a dialysis technician 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. YOUNG's** temporary certificate to practice as a dialysis technician 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.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. YOUNG** 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. YOUNG** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. YOUNG**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. 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, MR. YOUNG** shall, in addition to the requirements of certificate renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education courses taken subsequent to the effective date of this Order: two (2) hours of Critical Thinking and two (2) hours of Professionalism/Ethics.

Monitoring

5. **MR. YOUNG** 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. YOUNG's** history. **MR. YOUNG** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. YOUNG** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MR. YOUNG** 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. YOUNG** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. 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 **MR. YOUNG's** certificate, and a statement as to whether **MR. YOUNG** is capable of practicing according to acceptable and prevailing standards of safe dialysis care.
8. **MR. 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 **MR. YOUNG's** certificate.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. YOUNG** 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. YOUNG'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 certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. YOUNG** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. YOUNG's** history.
 10. Within thirty (30) days prior to **MR. YOUNG** initiating drug screening, **MR. 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 **MR. YOUNG**.
 11. After initiating drug screening, **MR. 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, **MR. 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 one (1) year immediately prior to requesting reinstatement, MR. YOUNG** 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. YOUNG** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. YOUNG

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

14. **MR. YOUNG** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe dialysis care.
15. **MR. 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. **MR. 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. **MR. 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. **MR. YOUNG** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. 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) **MR. YOUNG** submits a written request for reinstatement; (2) the Board determines that **MR. YOUNG** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. YOUNG** is able to practice according to acceptable and prevailing standards of safe dialysis care based upon an interview with **MR. YOUNG** and review of the documentation specified in this Order.

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

1. **MR. YOUNG** shall obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
2. **MR. 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. **MR. YOUNG** 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. YOUNG's** history. **MR. YOUNG** shall self-administer prescribed drugs

only in the manner prescribed.

4. **MR. YOUNG** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. YOUNG** 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 certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. YOUNG** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. YOUNG's** history.
6. **MR. YOUNG** 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. 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, **MR. 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, **MR. 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. **MR. 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 **MR. YOUNG** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. YOUNG** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a dialysis technician, each time and with every employer, **MR. YOUNG** shall **notify the Board, in writing.**

11. **MR. YOUNG** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting employment as a dialysis technician.** **MR. YOUNG** shall have his employer(s), if working in a position where a dialysis technician certificate is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting employment as a dialysis technician.** **MR. YOUNG** 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. YOUNG

12. **MR. YOUNG** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. YOUNG** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe dialysis care.
14. **MR. 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. **MR. 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. **MR. 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. **MR. YOUNG** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. 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 dialysis technician, if requested by the Board or its designee, **MR. YOUNG** shall complete a dialysis technician refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

MR. YOUNG shall not practice as a dialysis technician (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; or (4) as an independent provider where the dialysis technician provides care and is reimbursed for services by the State of Ohio through State agencies or agents of the State.

MR. YOUNG shall not function as a supervisor or a manager while working in a position for which a certificate to practice as a dialysis technician is required.

FAILURE TO COMPLY

The stay of MR. YOUNG's suspension shall be lifted and MR. YOUNG's temporary certificate to practice as a dialysis technician will be automatically suspended if it appears to the Board that **MR. YOUNG** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. YOUNG** via certified mail of the specific nature of the charges and automatic suspension of his certificate. Upon receipt of this notice, **MR. 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 **MR. YOUNG** has complied with all aspects of this Order; and (2) the Board determines that **MR. YOUNG** is able to practice according to acceptable and prevailing standards of safe dialysis care without Board monitoring, based upon an interview with **MR. YOUNG** and review of the reports as required herein. Any period during which **MR. YOUNG** does not work in a position for which a dialysis technician certificate 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Averbeck, Lawrence J., R.N. 218236, P.N. 074551 (CASE #12-1822)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **LAWRENCE J. AVERBECK** in the February 6, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the March 22, 2013 Notice of Opportunity for Hearing ("the Notices") and evidence supporting the charges, the Board find that **MR. AVERBECK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing and that **MR. AVERBECK'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, **MR. AVERBECK'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. **MR. AVERBECK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. AVERBECK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Within six (6) months prior to requesting reinstatement by the Board, MR. AVERBECK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. AVERBECK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. AVERBECK'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. **Within six (6) months prior to requesting reinstatement by the Board, MR. AVERBECK** 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, and five (5) hours of Drugs and Nursing.

Monitoring

5. **MR. AVERBECK** 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. AVERBECK's** history. **MR. AVERBECK** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. AVERBECK** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MR. AVERBECK** 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. AVERBECK** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MR. AVERBECK** 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. AVERBECK's** license, and a statement as to whether **MR. AVERBECK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. AVERBECK** 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. AVERBECK's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. AVERBECK** 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. AVERBECK'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. AVERBECK** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. AVERBECK's** history.
 10. Within thirty (30) days prior to **MR. AVERBECK** initiating drug screening, **MR. AVERBECK** 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. AVERBECK**.
 11. After initiating drug screening, **MR. AVERBECK** 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. AVERBECK** 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, MR. AVERBECK** 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. AVERBECK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. AVERBECK

13. **MR. AVERBECK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MR. AVERBECK** 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.
15. **MR. AVERBECK** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. **MR. AVERBECK** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
17. **MR. AVERBECK** 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. **MR. AVERBECK** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MR. AVERBECK** 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. AVERBECK** submits a written request for reinstatement; (2) the Board determines that **MR. AVERBECK** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. AVERBECK** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. AVERBECK** and review of the documentation specified in this Order.

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

1. **MR. AVERBECK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. AVERBECK** 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. AVERBECK** 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. AVERBECK's** history. **MR. AVERBECK** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. AVERBECK** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. AVERBECK** 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. AVERBECK** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. AVERBECK's** history.
6. **MR. AVERBECK** 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. AVERBECK** 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. AVERBECK** 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. AVERBECK** 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. AVERBECK** 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. AVERBECK** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. AVERBECK** 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. AVERBECK** shall **notify the Board, in writing.**
11. **MR. AVERBECK** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MR. AVERBECK** 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. AVERBECK** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notices, including the date they were received.

Reporting Requirements of MR. AVERBECK

12. **MR. AVERBECK** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. AVERBECK** 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. AVERBECK** 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. AVERBECK** 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. AVERBECK** 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. AVERBECK** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. AVERBECK** 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. AVERBECK** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MR. AVERBECK 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. AVERBECK** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

MR. AVERBECK 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. AVERBECK's suspension shall be lifted and MR. AVERBECK'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. AVERBECK** has violated or breached any terms or conditions

of this Order. Following the automatic suspension, the Board shall notify **MR. AVERBECK** via certified mail of the specific nature of the charges and automatic suspension of his licenses. Upon receipt of this notice, **MR. AVERBECK** 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. AVERBECK** has complied with all aspects of this Order; and (2) the Board determines that **MR. AVERBECK** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. AVERBECK** and review of the reports as required herein. Any period during which **MR. AVERBECK** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Brown, Jo Ann, P.N. 139524 (CASE #13-1447)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **JO ANN BROWN** in the May 17, 2013 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 the Ohio Board of Nursing and that **MS. BROWN'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. 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 three (3) years, with the **Permanent 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, 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, three (3) hours of Ethics, five (5) hours of Substance Abuse, and five (5) hours of Nurses and Drugs.

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, MS. BROWN shall be subject to the following probationary terms, conditions, and limitations for a minimum period of three (3) 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, **MS. BROWN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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.

MS. BROWN 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. 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 majority vote of the Board members with Judith Church, Lisa Klenke and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Cawthorn, Shannon L., R.N. 370043 (CASE #13-0357)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that upon consideration of the charges stated against **SHANNON L. CAWTHORN** in the March 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CAWTHORN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. CAWTHORN'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. CAWTHORN'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. CAWTHORN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CAWTHORN** 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. CAWTHORN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CAWTHORN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CAWTHORN'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. CAWTHORN** 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. CAWTHORN's** history. **MS. CAWTHORN** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. CAWTHORN** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. CAWTHORN** 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. CAWTHORN** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. CAWTHORN** 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. CAWTHORN's** license, and a statement as to whether **MS. CAWTHORN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. **MS. CAWTHORN** 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. CAWTHORN's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. CAWTHORN** 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. CAWTHORN'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. CAWTHORN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CAWTHORN's** history.
9. Within thirty (30) days prior to **MS. CAWTHORN** initiating drug screening, **MS. CAWTHORN** 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. CAWTHORN**.
10. After initiating drug screening, **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN's** license, and a statement as to whether **MS. CAWTHORN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

13. **MS. CAWTHORN** 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. CAWTHORN's** license.

Reporting Requirements of MS. CAWTHORN

14. **MS. CAWTHORN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. CAWTHORN** 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. CAWTHORN** submits a written request for reinstatement; (2) the Board determines that **MS. CAWTHORN** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. CAWTHORN** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. CAWTHORN** and review of the documentation specified in this Order.

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

1. **MS. CAWTHORN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN's** history. **MS. CAWTHORN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. CAWTHORN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. CAWTHORN** 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. CAWTHORN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CAWTHORN's** history.
6. **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CAWTHORN** 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. CAWTHORN** shall **notify the Board, in writing.**
11. **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN

12. **MS. CAWTHORN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** 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. CAWTHORN** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. CAWTHORN** 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. CAWTHORN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. CAWTHORN shall not administer, have access to, or possess (except as prescribed for **MS. CAWTHORN's** use by another so authorized by law who has full knowledge of **MS. CAWTHORN's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **one (1) year** in which **MS. CAWTHORN** is working in a position that requires a nursing license. At any time after the one-year period previously described, **MS. CAWTHORN** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. CAWTHORN** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. CAWTHORN** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

MS. CAWTHORN 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. CAWTHORN's suspension shall be lifted and MS. CAWTHORN's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. CAWTHORN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CAWTHORN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. CAWTHORN** 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. CAWTHORN** has complied with all aspects of this Order; and (2) the Board determines that **MS. CAWTHORN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CAWTHORN** and review of the reports as required herein. Any period during which **MS. CAWTHORN** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Mullen, Beverly J., P.N. 111420 (CASE #12-5576)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that upon consideration of the charges stated against **BEVERLY JO MULLEN** in the March 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MULLEN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. MULLEN'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. MULLEN'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 **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MULLEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MULLEN** 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. MULLEN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MULLEN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MULLEN'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. MULLEN** 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. MULLEN** 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 Professionalism and five (5) hours of Ethics.

Reporting Requirements of MS. MULLEN

6. **MS. MULLEN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MS. MULLEN** 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. MULLEN** 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. MULLEN** 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. MULLEN** 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. MULLEN** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. MULLEN** 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. MULLEN** submits a written request for reinstatement; (2) the Board determines that **MS. MULLEN** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. MULLEN** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. MULLEN** and review of the documentation specified in this Order.

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

1. **MS. MULLEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MULLEN** 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. MULLEN shall notify the Board, in writing.**
4. **MS. MULLEN** 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. MULLEN** 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. MULLEN** 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. MULLEN

5. **MS. MULLEN** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. MULLEN** 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. MULLEN** 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. MULLEN** 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. MULLEN** 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. MULLEN** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MULLEN** 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. MULLEN** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

MS. MULLEN 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. MULLEN's suspension shall be lifted and MS. MULLEN's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. MULLEN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MULLEN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MULLEN** 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. MULLEN** has complied with all aspects of this Order; and (2) the Board determines that **MS. MULLEN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MULLEN** and review of the reports as required herein. Any period during which **MS. MULLEN** 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 Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Hitchcock, Leslie L., R.N. 241303 (CASE #13-0445)

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that upon consideration of the charges stated against **LESLIE LEIGH HITCHCOCK** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HITCHCOCK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. HITCHCOCK'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. HITCHCOCK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HITCHCOCK** 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. HITCHCOCK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HITCHCOCK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HITCHCOCK'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. HITCHCOCK** shall submit documentation of her successful completion of all terms of her 2013 Consent Agreement with the South Carolina Board of Nursing.

Reporting Requirements of MS. HITCHCOCK

5. **MS. HITCHCOCK** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. HITCHCOCK** 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. HITCHCOCK** 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. HITCHCOCK** 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. HITCHCOCK** 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. HITCHCOCK** shall verify that the reports and documentation required by this Order are received in the Board office.

11. **MS. HITCHCOCK** 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. HITCHCOCK** submits a written request for reinstatement; (2) the Board determines that **MS. HITCHCOCK** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. HITCHCOCK** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. HITCHCOCK** and review of the documentation specified in this Order.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Johnson, Kari A., R.N. 323401 (CASE #12-2468)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that upon consideration of the charges stated against **KARI ANN JOHNSON** in the January 25, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JOHNSON** 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 the Ohio Board of Nursing and that **MS. JOHNSON'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. JOHNSON'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. JOHNSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JOHNSON** 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. JOHNSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JOHNSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause

BCII to submit **MS. JOHNSON'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. JOHNSON** 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 five (5) hours of Chemical Dependency.

Monitoring

5. **MS. JOHNSON** 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. JOHNSON's** history. **MS. JOHNSON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. JOHNSON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. JOHNSON** 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. JOHNSON** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. JOHNSON** 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. JOHNSON's** license, and a statement as to whether **MS. JOHNSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. JOHNSON** 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. JOHNSON's** license.
9. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. JOHNSON** 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. JOHNSON'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. JOHNSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JOHNSON's** history.
10. Within thirty (30) days prior to **MS. JOHNSON** initiating drug screening, **MS. JOHNSON** 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. JOHNSON**.
 11. After initiating drug screening, **MS. JOHNSON** 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. JOHNSON** 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 nine (9) months immediately prior to requesting reinstatement, MS. JOHNSON** 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. JOHNSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. JOHNSON

13. **MS. JOHNSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. JOHNSON** 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. JOHNSON** submits a written request for reinstatement; (2) the Board determines that **MS. JOHNSON** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. JOHNSON** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. JOHNSON** and review of the documentation specified in this Order.

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

1. **MS. JOHNSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JOHNSON** 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. JOHNSON** 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. JOHNSON's** history. **MS. JOHNSON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. JOHNSON** shall abstain completely from the use of alcohol or any products containing alcohol.

5. During the probationary period, **MS. JOHNSON** 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. JOHNSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JOHNSON's** history.
6. **MS. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. JOHNSON** 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. JOHNSON** shall **notify the Board, in writing.**
11. **MS. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON

12. **MS. JOHNSON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** 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. JOHNSON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. JOHNSON** 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. JOHNSON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

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

Permanent Practice Restrictions

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

MS. JOHNSON 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. JOHNSON's** suspension shall be lifted and **MS. JOHNSON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. JOHNSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. JOHNSON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. JOHNSON** 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. JOHNSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. JOHNSON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. JOHNSON** and review of the reports as required herein. Any period during which **MS. JOHNSON** 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, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Bennett, Hayley A., P.N. 138823 (CASE #12-3254)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **HAYLEY ANN BENNETT** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BENNETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. BENNETT'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. BENNETT'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 **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BENNETT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BENNETT** 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. BENNETT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BENNETT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BENNETT'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. BENNETT** 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, five (5) hours of Women and Drugs, and five (5) hours of Ethics.

Monitoring

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

6. **MS. BENNETT** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Upon the request of the Board or its designee, and within forty-five (45) days of the request, MS. BENNETT** 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. BENNETT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BENNETT** 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. BENNETT's** license, and a statement as to whether **MS. BENNETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. BENNETT** 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. BENNETT's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. BENNETT** 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. BENNETT'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. BENNETT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BENNETT's** history.
10. Within thirty (30) days prior to **MS. BENNETT** initiating drug screening, **MS. BENNETT** 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. BENNETT**.

11. After initiating drug screening, **MS. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BENNETT

13. **MS. BENNETT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. BENNETT** 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.**

BENNETT submits a written request for reinstatement; (2) the Board determines that **MS. BENNETT** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. BENNETT** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. BENNETT** and review of the documentation specified in this Order.

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

1. **MS. BENNETT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BENNETT** 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. BENNETT** 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. BENNETT's** history. **MS. BENNETT** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. BENNETT** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Upon the request of the Board or its designee, and within forty-five (45) days of the request, MS. BENNETT** 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. BENNETT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BENNETT** 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. BENNETT's** license, and a statement as to whether **MS. BENNETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. BENNETT** 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. BENNETT's** license.
7. During the probationary period, **MS. BENNETT** 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. BENNETT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BENNETT's** history.
 8. **MS. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** throughout the duration of this Order.
11. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BENNETT** 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. BENNETT** shall **notify the Board, in writing.**
13. **MS. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT

14. **MS. BENNETT** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** 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. BENNETT** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. BENNETT** 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, if requested by the Board or its designee, **MS. BENNETT** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MS. BENNETT shall not administer, have access to, or possess (except as

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

Temporary Practice Restrictions

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

MS. BENNETT 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. BENNETT's suspension shall be lifted and MS. BENNETT's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. BENNETT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BENNETT** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BENNETT** 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. BENNETT** has complied with all aspects of this Order; and (2) the Board determines that **MS. BENNETT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BENNETT** and review of the reports as required herein. Any period during which **MS. BENNETT** 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, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Fox, Karen S., R.N. 143454 (CASE #08-2159)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **KAREN S. FOX** in the March 19, 2010 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FOX** 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 the Ohio Board of Nursing and that **MS. FOX'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. FOX'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. FOX** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FOX** 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. FOX** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FOX**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FOX'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. FOX** 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 Substance Abuse, and ten (10) hours of Drugs and Nurses.

Monitoring

5. **MS. FOX** 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. FOX's**

- history. **MS. FOX** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. FOX** shall abstain completely from the use of alcohol or any products containing alcohol.
 7. **Prior to requesting reinstatement by the Board, MS. FOX** 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. FOX** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. FOX** 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. FOX's** license, and a statement as to whether **MS. FOX** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 8. **MS. FOX** 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. FOX's** license.
 9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. FOX** 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. FOX'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. FOX** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FOX's** history.
 10. Within thirty (30) days prior to **MS. FOX** initiating drug screening, **MS. FOX** 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. FOX**.

11. After initiating drug screening, **MS. FOX** 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. FOX** 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. FOX** 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. FOX** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. FOX

13. **MS. FOX** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. FOX** 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. FOX** 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. FOX** 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. FOX** 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. FOX** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. FOX** 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. FOX**

submits a written request for reinstatement; (2) the Board determines that **MS. FOX** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. FOX** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. FOX** and review of the documentation specified in this Order.

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

1. **MS. FOX** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FOX** 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. FOX** 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. FOX's** history. **MS. FOX** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. FOX** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. FOX** 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. FOX** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. FOX's** history.
6. **MS. FOX** 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. FOX** 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. FOX** 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. FOX** 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. FOX** 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. FOX** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. FOX** 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. FOX** shall **notify the Board, in writing.**
11. **MS. FOX** 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. FOX** 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. FOX** 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. FOX

12. **MS. FOX** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. FOX** 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. FOX** 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. FOX** 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. FOX** 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. FOX** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. FOX** 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. FOX** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. FOX 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. FOX's suspension shall be lifted and MS. FOX's license to

practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. FOX** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FOX** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. FOX** 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. FOX** has complied with all aspects of this Order; and (2) the Board determines that **MS. FOX** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FOX** and review of the reports as required herein. Any period during which **MS. FOX** 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, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Brown, Margaret C., R.N. 227081 (CASE #13-1908)

Action: It was moved by Janet Arwood, seconded by Susan Morano, that upon consideration of the charges stated against **MARGARET CARRICO BROWN** in the May 17, 2013 Notice of Temporary 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 and that **MS. BROWN's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Booth, Yvonne, P.N. 112627 (CASE #12-3257)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **YVONNIE BOOTH** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BOOTH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice and that **MS. BOOTH'S** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Fortaboh, Ajuseh N., P.N. 136989 (CASE #12-6753)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that upon consideration of the charges stated against **AJUSEH NKENG FORTABOH** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. FORTABOH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MR. FORTABOH'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. FORTABOH'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 **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. FORTABOH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. FORTABOH** 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. FORTABOH** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. FORTABOH**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. FORTABOH'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. FORTABOH** 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 five (5) hours of Ethics.
5. **Prior to requesting reinstatement by the Board, MR. FORTABOH** shall

submit documentation of his full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas in Case Number 12CR-11-5773.

Reporting Requirements of MR. FORTABOH

6. **MR. FORTABOH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
7. **MR. FORTABOH** 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. FORTABOH** 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. FORTABOH** 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. FORTABOH** 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. FORTABOH** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MR. FORTABOH** 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. FORTABOH** submits a written request for reinstatement; (2) the Board determines that **MR. FORTABOH** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. FORTABOH** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. FORTABOH** and review of the documentation specified in this Order.

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

1. **MR. FORTABOH** shall obey all federal, state, and local laws, and all laws

and rules governing the practice of nursing in Ohio.

2. **MR. FORTABOH** 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. FORTABOH** shall **notify the Board, in writing.**
4. **MR. FORTABOH** 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. FORTABOH** 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. FORTABOH** 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. FORTABOH

5. **MR. FORTABOH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. **MR. FORTABOH** 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. FORTABOH** 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. FORTABOH** 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. FORTABOH** 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. FORTABOH** shall verify that the reports and documentation required by this Order are received in the Board office.

11. **MR. FORTABOH** 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, **MR. FORTABOH** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

MR. FORTABOH 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. FORTABOH** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

Frock, Michelle M., R.N. Endorse (CASE #12-4645)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **MICHELLE M. FROCK** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FROCK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. It was further moved that **MS. FROCK'S** application for licensure by endorsement to practice nursing as a registered nurse be granted, and subject to a **Reprimand** and **Fine**.

Within six (6) months of the effective date of this Order, MS. FROCK shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FROCK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FROCK'S** criminal records check reports to the Board.

Within six (6) months of the effective date of this Order, MS. FROCK 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.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Johnson, Christine A., P.N. 131271 (CASE #11-0422)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **CHRISTINE ANN JOHNSON** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JOHNSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice and that **MS. JOHNSON'S** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Judith Church, Lisa Klenke, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the day 22nd of November, 2013.

Stevens, Mary K., P.N. NCLEX (CASE #11-5207)

Action: It was moved by Maryam Lyon, seconded by Sheryl Warner, that upon consideration of the charges stated against **MARY KATHLEEN STEVENS** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. STEVENS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing and that **MS. STEVENS** be permitted to take the examination for licensure as a licensed practical nurse in Ohio ("PN-NCLEX"). Upon completion of all requirements for licensure, including taking and passing the PN-NCLEX, **MS. STEVENS's** license to practice nursing as a licensed practical nurse shall be granted, and 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.

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

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

Monitoring

3. **Within sixty (60) days of the effective date of this Order, and continuing throughout the probationary period, MS. STEVENS** shall participate in ongoing counseling as recommended by the evaluator who conducted the mental health evaluation on April 9, 2012. The mental health treating professional shall be approved in advance by the Board or its designee. **MS. STEVENS** shall have the mental health treating professional submit written reports regarding **MS. STEVENS's** current diagnosis, progress, status, and compliance with her treatment plan to the Board **on a quarterly basis**. **MS. STEVENS** shall provide the mental health treating professional with a copy of this Order. **MS. STEVENS** shall inform the Board, in writing, within five (5) business days of discontinuing participation in group and/or individual counseling, and prior to said discontinuation, shall inform the Board, in writing, of the name(s) of another mental health treating professional(s) and intervals of treatment for approval by the Board or its designee.

Employment Conditions

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

MS. STEVENS shall notify the Board, in writing.

5. **MS. STEVENS** 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. STEVENS** 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. STEVENS** 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. STEVENS

6. **MS. STEVENS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. STEVENS** 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. STEVENS** 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. STEVENS** 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. STEVENS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. STEVENS** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. STEVENS** 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.
13. Prior to working as a nurse, if requested by the Board or its designee, **MS. STEVENS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

MS. STEVENS 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. STEVENS's suspension shall be lifted and MS. STEVENS's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. STEVENS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. STEVENS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. STEVENS** 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. STEVENS** has complied with all aspects of this Order; and (2) the Board determines that **MS. STEVENS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. STEVENS** and review of the reports as required herein. Any period during which **MS. STEVENS** 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, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Eichelsderfer, Adina M., P.N. 140564 (CASE #13-2315)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the charges stated against **ADINA M. EICHELSDERFER**

in the May 17, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. EICHELSDERFER** 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 the Ohio Board of Nursing and that **MS. EICHELSDERFER'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. EICHELSDERFER'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 **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EICHELSDERFER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EICHELSDERFER** 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. EICHELSDERFER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. EICHELSDERFER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. EICHELSDERFER'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. EICHELSDERFER** 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 Chemical Dependency.

Monitoring

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

6. **MS. EICHELSDERFER** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. EICHELSDERFER** 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. EICHELSDERFER** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. EICHELSDERFER** 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. EICHELSDERFER's** license, and a statement as to whether **MS. EICHELSDERFER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. EICHELSDERFER** 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. EICHELSDERFER's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. EICHELSDERFER** 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. EICHELSDERFER'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. EICHELSDERFER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EICHELSDERFER's** history.
10. Within thirty (30) days prior to **MS. EICHELSDERFER** initiating drug screening, **MS. EICHELSDERFER** 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. EICHELSDERFER**.

11. After initiating drug screening, **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. EICHELSDERFER

13. **MS. EICHELSDERFER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
14. **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** shall verify that the reports and documentation required by this Order are received in the Board office.
19. **MS. EICHELSDERFER** 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. EICHELSDERFER** submits a written request for reinstatement; (2) the Board determines that **MS. EICHELSDERFER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. EICHELSDERFER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. EICHELSDERFER** and review of the documentation specified in this Order.

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

1. **MS. EICHELSDERFER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER's** history. **MS. EICHELSDERFER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. EICHELSDERFER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. EICHELSDERFER** 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. EICHELSDERFER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. EICHELSDERFER's** history.
6. **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. EICHELSDERFER** 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. EICHELSDERFER** shall **notify the Board, in writing.**
11. **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER

12. **MS. EICHELSDERFER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** 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. EICHELSDERFER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. EICHELSDERFER** 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. EICHELSDERFER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. EICHELSDERFER 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. EICHELSDERFER's** suspension shall be lifted and **MS. EICHELSDERFER's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. EICHELSDERFER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. EICHELSDERFER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. EICHELSDERFER** 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. EICHELSDERFER** has complied with all aspects of this Order; and (2) the Board determines that **MS. EICHELSDERFER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. EICHELSDERFER** and review of the reports as required herein. Any period during which **MS. EICHELSDERFER** 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, Tracy Ruegg and Roberta Stokes abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

WITHDRAWAL OF NOTICE(S) OF OPPORTUNITY FOR HEARING

Action: It was moved by J. Jane McFee, seconded by Lisa Klenke, that the Board withdraw the July 26, 2013 Notice of Opportunity for Hearing that was issued to Congeni, Karen A., R.N. 293435 (CASE #12-7401), based on additional information received in accordance with Section 2953.32 of the Ohio Revised Code.

Motion adopted by unanimous vote of the Board members.

DEFAULT ORDERS

Weikel, Amy M., P.N. 117181 (CASE #12-4217)

Action: It was moved by Maryam Lyon, seconded by Tracy Ruegg, the Board find that **MS. WEIKEL** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control. Section 4723.28(B)(16) provides that the Board can suspend or place restrictions on a license for violation of Chapter 4723 or any rules adopted under that chapter, and in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. WEIKEL** has admitted the truth of the allegations set forth in the July 18, 2013 Examination Order issued to **MS. WEIKEL** and that **MS. WEIKEL** is impaired. It was further moved that **MS. WEIKEL's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. WEIKEL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WEIKEL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. WEIKEL** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Dr. Michael A. Gureasko, located at the Christ Hospital Medical Office Building, 2123 Auburn Ave., Suite 306, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. WEIKEL** shall provide the Examiner with a copy of this Order and the July 18, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. WEIKEL's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. WEIKEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. WEIKEL** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. WEIKEL** are unable to agree to terms, conditions, limitations, and restrictions in a

Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. WEIKEL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. WEIKEL** 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. WEIKEL** 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. WEIKEL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. WEIKEL** 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. WEIKEL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. WEIKEL** 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, **MS. WEIKEL** is hereby informed that **MS. WEIKEL** is entitled to a hearing on this matter. If **MS. WEIKEL** 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.

MS. WEIKEL is hereby further informed that, if **MS. WEIKEL** timely requests a hearing, **MS. WEIKEL** is entitled to appear at such hearing in person, by **MS. WEIKEL's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. WEIKEL** may present **MS. WEIKEL's** position, arguments, or contentions in writing. At the hearing **MS. WEIKEL** may also present evidence and examine witnesses appearing for and against **MS. WEIKEL**.

Should **MS. WEIKEL** 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 unanimous vote of the Board members.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Murchie, Amanda M., P.N. Endorse (CASE #12-4648)

Action: It was moved by Janet Arwood, seconded by Tracy Ruegg, that the Board find that **MS. MURCHIE** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. MURCHIE** has admitted the truth of the allegations set forth in the May 3, 2013 Examination Order issued to **MS. MURCHIE** and that **MS. MURCHIE** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. MURCHIE's** Application be denied, with conditions for reapplication set forth below:

CONDITIONS FOR REAPPLICATION FOR INITIAL LICENSURE

1. **MS. MURCHIE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MURCHIE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to licensure.
3. **MS. MURCHIE** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Dr. Michael A. Gureasko, located at the Christ Hospital Medical Office Building, 2123 Auburn Ave., Suite 306, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. MURCHIE** shall provide the Examiner with a copy of this Order and the May 3, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. MURCHIE's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. MURCHIE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. MURCHIE** may submit a new application for licensure to practice nursing as a licensed practical nurse by endorsement following the Board's receipt of the Examiner's written opinion. Upon re-applying, and meeting all the requirements for licensure, **MS. MURCHIE** may be

issued a license to practice nursing. Prior to the Board authorizing **MS. MURCHIE** to be licensed, **MS. MURCHIE** 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 chemical dependency treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. MURCHIE** 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 MS. MURCHIE

5. **MS. MURCHIE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. MURCHIE** 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. MURCHIE** 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. MURCHIE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. MURCHIE** 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. MURCHIE** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MURCHIE** 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, **MS. MURCHIE** is hereby informed that **MS. MURCHIE** is entitled to a hearing on this matter. If **MS. MURCHIE** 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.

MS. MURCHIE is hereby further informed that, if **MS. MURCHIE** timely requests a hearing, **MS. MURCHIE** is entitled to appear at such hearing in person, by **MS. MURCHIE's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. MURCHIE** may present **MS. MURCHIE's** position, arguments, or contentions in writing. At the hearing **MS. MURCHIE** may also present evidence and examine witnesses appearing for and against **MS. MURCHIE**.

Should **MS. MURCHIE** 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 unanimous vote of the Board members.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Bentley, Lisa R., R.N. 215746 (CASE #12-1721)

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the allegations contained in the June 5, 2013 examination order and the findings contained in the September 2013 Default Order, the Board find that **MS. BENTLEY** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2013 Default Order, and that **MS. BENTLEY's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of September 20, 2013, with conditions for reinstatement set forth in the September 2013 Default 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 22nd day of November, 2013.

Eberbaugh, Jeffrey A., R.N. 337422 (CASE #12-1057)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that the Board find that **MR. EBERBAUGH** 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. EBERBAUGH** has admitted the truth of the allegations set forth in the June 11, 2013 Examination Order issued to **MR. EBERBAUGH** and that **MR. EBERBAUGH** has an impairment affecting his ability to provide safe nursing care. It was further moved that **MR. EBERBAUGH's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MR. EBERBAUGH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. EBERBAUGH** 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. EBERBAUGH** shall, at his own expense, submit to a chemical dependency examination, specifically addressing his capacity to function in a clinical nursing capacity, by Dr. Abdullahi Mubarak, located at 1550 Yankee Park Place, Centerville, Ohio 45458, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. EBERBAUGH** shall provide the Examiner with a copy of this Order and the June 11, 2013 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. EBERBAUGH's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. EBERBAUGH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. EBERBAUGH** 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. EBERBAUGH** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MR. EBERBAUGH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. EBERBAUGH** 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. EBERBAUGH** 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. EBERBAUGH** 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. EBERBAUGH** 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. EBERBAUGH** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. EBERBAUGH** 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. EBERBAUGH** is hereby informed that **MR. EBERBAUGH** is entitled to a hearing on this matter. If **MR. EBERBAUGH** 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. EBERBAUGH is hereby further informed that, if **MR. EBERBAUGH** timely requests a hearing, **MR. EBERBAUGH** is entitled to appear at such hearing in person, by **MR. EBERBAUGH's** attorney, or by such other representative as is permitted to practice before the Board, or **MR. EBERBAUGH** may present **MR. EBERBAUGH's** position, arguments, or contentions in writing. At the hearing **MR. EBERBAUGH** may also present evidence and examine witnesses appearing for and against **MR. EBERBAUGH**.

Should **MR. EBERBAUGH** 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 unanimous vote of the Board members.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Smith, Ashley L., P.N. 138813 (CASE #12-6255)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that the Board find that **MS. SMITH** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control,

and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. SMITH** has admitted the truth of the allegations set forth in the May 28, 2013 Examination Order issued to **MS. SMITH** and that **MS. SMITH** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. SMITH's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. SMITH** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SMITH** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. SMITH** shall, at her own expense, submit to a chemical dependency evaluation specifically addressing her ability to safely function in a clinical nursing capacity, by Dr. Craig T. Pratt, located at 844 Cherryfield Avenue, Columbus, Ohio 43235, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. SMITH** shall provide the Examiner with a copy of this Order and the May 28, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. SMITH's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. SMITH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. SMITH** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. SMITH** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. SMITH** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. SMITH** 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. SMITH** 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. SMITH** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. SMITH** 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. SMITH** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. SMITH** 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, **MS. SMITH** is hereby informed that **MS. SMITH** is entitled to a hearing on this matter. If **MS. SMITH** 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.

MS. SMITH is hereby further informed that, if **MS. SMITH** timely requests a hearing, **MS. SMITH** is entitled to appear at such hearing in person, by **MS. SMITH's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. SMITH** may present **MS. SMITH's** position, arguments, or contentions in writing. At the hearing **MS. SMITH** may also present evidence and examine witnesses appearing for and against **MS. SMITH**.

Should **MS. SMITH** 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 unanimous vote of the Board members.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Price, Rebecca A., P.N. 109124 (CASE #12-0769)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the allegations contained in the March 11, 2013 examination order and the findings contained in the September 2013 Default Order, the Board find that **MS. PRICE** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2013 Default Order, and that **MS. PRICE's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 20, 2013, with conditions for reinstatement set forth in the September 2013 Default 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 22nd day of November, 2013.

Hawk, Kelly D., P.N. 134675 (CASE #12-5201)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the allegations contained in the May 28, 2013 examination order and the findings contained in the September 2013 Default Order, the Board find that **MS. HAWK** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2013 Default Order, and that **MS. HAWK's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 20, 2013, with conditions for reinstatement set forth in the September 2013 Default 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 22nd day of November, 2013.

Ellis, Wendy A., R.N. 361614 (CASE #12-3013)

Action: It was moved by Janet Arwood, seconded by Tracy Ruegg, that the Board find that **MS. ELLIS** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. ELLIS** has admitted the truth of the allegations set forth in the May 20, 2013 Examination Order issued to **MS. ELLIS** and that **MS. ELLIS** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. ELLIS's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement and subsequent probation set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. ELLIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ELLIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. ELLIS** shall, at her own expense, submit to a chemical dependency evaluation specifically addressing her ability to safely function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, located at 200 Messimer Drive, Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. ELLIS** shall provide the Examiner with a copy of this Order and the May 20, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. ELLIS's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. ELLIS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. ELLIS** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. ELLIS** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

5. **MS. ELLIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. ELLIS** 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. ELLIS** 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. ELLIS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. ELLIS** 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. ELLIS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. ELLIS** 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, **MS. ELLIS** is hereby informed that **MS. ELLIS** is entitled to a hearing on this matter. If **MS. ELLIS** 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.

MS. ELLIS is hereby further informed that, if **MS. ELLIS** timely requests a hearing, **MS. ELLIS** is entitled to appear at such hearing in person, by **MS. ELLIS's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. ELLIS** may present **MS. ELLIS's** position, arguments, or contentions in writing. At the hearing **MS. ELLIS** may also present evidence and examine witnesses appearing for and against **MS. ELLIS**.

Should **MS. ELLIS** 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 unanimous vote of the Board members.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 22nd day of November, 2013.

Rosati, Frank J., DTI applicant (CASE #13-0990)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the allegations contained in the May 29, 2013 examination order and the findings contained in the September 2013 Default Order, the Board find that **MR. ROSATI** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2013 Default Order. It was further moved that **MR. ROSATI's** application to practice as a dialysis technician intern

in the State of Ohio be denied, as of September 20, 2013, with conditions for reapplication set forth in the September 2013 Default 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 22nd day of November, 2013.

Kohut, Heather A., P.N. 123068 (CASE #12-0407)

Action: It was moved by J. Jane McFee, seconded by Judith Church, that upon consideration of the allegations contained in the March 21, 2013 examination order and the findings contained in the July 2013 Default Order, the Board find that **MS. KOHUT** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2013 Default Order. It was further moved that **MS. KOHUT's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of July 26, 2013, with conditions for reinstatement set forth in the July 2013 Default 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 22nd day of November, 2013.

VOLUNTARY REITREMENT

Action: it was moved by J. Jane McFee, seconded by Judith Church, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following:

Howell, Elizabeth A., R.N. 128339 (CASE #12-4362) and Henry, Jeanette S., R.N. 196960 (CASE #12-2195).

Motion adopted by unanimous vote of the Board members.

MONITORING

LIFTS OF SUSPENSION/PROBATION

Action: It was moved by Lisa Klenke, seconded by Janet Arwood, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from their respective Consent Agreements or Adjudication Orders:

Bowman, James F., P.N. 128721 (CASE #11-1136); Simovic, Nadia, R.N. 225642 (CASE #11-3065); Stubbs, Yesenia A., P.N. 149149 (CASE #11-3306); Smith, Latonia D., D.T. 01004, TC2 01004 (CASE #09-4307); Ooten, Stacia D., R.N. 386039 (CASE #12-2029); Robinson III, Donald A., P.N. 134500 (CASE #12-4814); St Clair, Porsha R., P.N. 134178 (CASE #08-0274); Weaver, Lydia

M., R.N. 335652 (CASE #11-1759); Sadler, Wendy F., R.N. 212412 (CASE #11-4076); Dunbar, Sarah J., R.N. 345634 (CASE #11-0078); Blanchard, Heather D., R.N. 246327 (CASE #09-4306); Holter, Jennifer L., R.N. 330365 (CASE #09-6292); Norris, Kathy E., R.N. 343627, P.N. 071066 (CASE #09-0520); Robinson, Euniece M., R.N. 355484, P.N. 121258 (CASE #09-3459); Straus, Michelle G., R.N. 381290, P.N. 130350 (CASE #11-3678); Jackson, Dorothy J., R.N. 314290, P.N. 108190 (CASE #11-4493); Rodriguez, Sarah N., P.N. 125927 (CASE #12-1283); Cochran, Deanna J., P.N. 146307 (CASE #11-2927); Whitehead, Lekeisha M., P.N. 139232 (CASE #12-3210); Davis, Carrie A., P.N. 111779 (CASE #09-3177); and Piscola, Lisa A., R.N. 217152 (CASE #09-5001).

Motion adopted by majority vote of the Board members with Judith Church abstaining.

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released early from their respective Consent Agreements or Adjudication Orders:

Lee, Sharon K., R.N. 185820, NP 03673, RX 03673 (CASE #10-0656); Evans, Cathy A., R.N. 258731 (CASE #09-2362); and Williams, Michelle L., R.N. 254358 (CASE #10-1759).

Motion adopted by majority vote of the Board members Judith Church abstaining.

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

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the following, with the recommendation by Rhonda Barkheimer, 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:

Benson, Clista L., R.N. 329975 (CASE #09-3757); Jackson, Kristine M., R.N. 324164 (CASE #08-4527); McGrady, Dawn R., R.N. 291264 (CASE #08-3347); and Williams, Jeaneen, P.N. 145349 (CASE #11-1297).

Motion adopted by majority vote of the Board members Judith Church abstaining.

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

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released early from their consent agreements with the exception of the permanent practice restriction(s) that will remain in effect:

Wright, Carolyn C., R.N. 329825 (CASE #11-2558) and Burgemeir, Dora N., R.N. 295393 (CASE #10-5479).

Motion adopted by majority vote of the Board members Judith Church abstaining.

LIFT OF TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Janet Arwood, seconded by Tracy Ruegg, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction(s) within their consent agreement(s):

Pence, Jennifer G., R.N. 356792 (CASE #12-5875); Clark, Jennifer M., R.N. 332160 (CASE #10-5515); and Lewis, Susan E., R.N. 247410 (CASE #10-5536).

Motion adopted by majority vote of the Board members Judith Church abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Roberta Stokes, seconded by Janet Arwood, that the Board reinstate the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, subject to the probationary terms of their May 20, 2011 Adudication Order:

Davies-Fyne, Gerald, P.N. 118572 (CASE #09-5404).

Motion adopted by majority vote of the Board members Judith Church abstaining.

MOTION TO APPROVE

Action: It was moved by Maryam Lyon, seconded by Lisa Klenke, that the Board accept the following approvals made by Rhonda Barkheimer, Supervising Member for Disciplinary Matters:

Greene, Angela M., R.N. 394685, P.N. 110879 (CASE #13-2259)- Approval to accept an RN Nursing Supervisor/Clinical Manager position with Lake Pointe Health Center in Lorain, Ohio.

Snyder, Jaime A., R.N. 380677, NP 15210, RX 15210 (CASE #13-4768)- Approval to accept a Certified Nurse Practitioner position with prescriptive authority for her current employee, The Little Clinic.

Quinnie, Carolyn J., R.N. 175681 (CASE #12-3026)- Approval to accept an STNA Instructor position with Heart to Heart Health Care Center.

Donovan, Mary K., R.N. 182477 (CASE #13-4357)- Approval to pass narcotics for her current employer, Christ Hospital Endoscopy Unit.

Williams, Belinda L., P.N. 126668 (CASE #07-1001)- Approval to accept an LPN position with TLC Home Health Care.

Parrett, Sandy M., R.N. 363203, P.N. 110310 (CASE #12-0484)- Approval to accept an RN Home Care position with Choice Health Care.

Risner, Bridget A., R.N. 288866 (CASE #12-1773)- Approval to accept an RN position with Ohio Valley Home Health Agency.

Motion adopted by majority vote of the Board members with Judith Church abstaining.

LIFT OF UDS REQUIREMENT

Nelson, Gerald E., R.N. 124057, NA 01118 (CASE #10-2664)

Action: It was moved by Tracy Ruegg, seconded by Lisa Klenke, that the the Board, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, release Nelson, Gerald E., R.N. 124057, NA 01118 (CASE #10-2664), from the urine drug screening testing requirement within the November 20, 2009 Consent Agreement

Motion adopted by majority vote of the Board members with Judith Church abstaining.

REPORTS TO THE BOARD

Open Forum – Friday, November 22, 2013 at 10:00 a.m.

There were no speakers for Open Forum.

Advisory Group Reports

Nursing Education

L. Klenke reported on the October 10, 2013 meeting of the Advisory Group on Nursing Education. The Group reviewed the proposed amendments to the education rules and was in agreement with the amendments. They also identified upcoming nursing education policy issues for discussion during 2014.

Committee on Prescriptive Governance

T. Ruegg reported on the October 21, 2013 meeting of the CPG. She stated the Ohio Association of Advanced Practice Nurses (OAAPN) recommended Formulary changes. Members of the CPG acknowledged that the Nurse Practice Act mandates an inclusionary Formulary, and the Committee discussed how Standard Care Agreements could be used in conjunction with the Formulary. The clinical pharmacist member of the CPG will analyze this and provide a report at the next CPG meeting.

APRN Formulary

Prior to the CPG meeting, OAAPN submitted Formulary changes and stated there were errors in the Formulary, but none were specified. At the meeting, the CPG asked the OAAPN representative for specific information about the errors, so corrections could be made. CPG members were told that another OAAPN member had analyzed the Formulary and prepared a document showing the errors. The CPG requested the document, and the document was emailed to the Board. Board staff analyzed the comments and potential errors to assure the Board and other interested parties that possible errors were addressed. Board staff identified two typographical errors and one drug that had two different prescribing designations. The majority of the OAAPN comments stated that specific drugs are categorized or indexed incorrectly. Board staff clarified that the drugs are categorized or indexed according to the *Drug Facts and Comparisons* indexing system and are consistent with *Drug Facts and Comparisons*, the organizational model for the Formulary.

The Board reiterated that Board staff and the CPG members encourage questions, comments, and concerns regarding the APRN Formulary to be provided at any time. For errors, individuals or organizations are encouraged to contact Board staff as soon as possible if an error is noted, so any necessary corrections can be made or clarification can be provided immediately.

T. Ruegg also discussed Formulary Change Requests, which are considered routinely by the CPG. The procedure for the requests was established so that the CPG members would have all the information needed to make an informed decision based on evidence-based practice, input from numerous practitioners, including APRNs and physicians, and time before the meeting for a diligent review of the materials. L. Klenke recommended adding

information on the application regarding the need and rationale for the request and to direct the requestor to provide supporting documentation, with Formulary Change Requests. Board staff will make the revision.

Board members agreed by general consensus that this information be submitted to OAAPN for the purpose of clarifying processes and future collaborative work, and to the Ohio Action Coalition, as the information is pertinent for the Coalition's Scope of Practice Work Group.

Board Committee on Advisory Group Appointments

Dialysis

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board appoint Sharon Nowak, Carrie Fischer, Sue Blankschaen, and Julia Calvincenzo as members of the Advisory Group on Dialysis for terms beginning January 1, 2014, and ending December 31, 2015. Motion adopted by unanimous vote of the Board.

Nursing Education

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board appoint Mary Constance Stopper, Danelle Burrows, Rebecca Dodds, Carmelita Hardcastle, Elizabeth Swift, Barbara Tassell, Greg Lockhart, and Vanessa Davis to the Advisory Group on Nursing Education, for terms beginning January 1, 2014 and ending December 31, 2015. Motion adopted by unanimous vote of the Board.

Other Reports

Summary of Nursing Education Program Annual Reports

L. Emrich reviewed the Summary of Nursing Education Program Annual Reports and answered questions. Board members identified the variation in clinical hours as a concern and asked if NCSBN would gather data to see if there is a correlation between clinical hours and NCLEX pass rates. Board staff will follow-up with NCSBN.

NEALP Report

L. Emrich reviewed the NEALP report. The 2013 awards totaled \$616,500. This compares to a total of \$502,500 in 2012, and \$448,500 in 2011. In part, this represents the increasing fund transfers, which are directly related to the number of licenses renewed each biennium and the Ohio Board of Regents' efforts to fund more individuals. There were 354 individuals funded in 2013 as compared to 293 in 2012, and 236 in 2011.

Recommendations for NEALP Funding

L. Emrich reviewed information related to NEALP funding. According to occupation employment projections, the annual employment for RNs in 2010 was 130,440. By 2020 the

employment projection for RNs is 157,000 a 20.4% increase from 2010. Total annual openings are estimated to be 5,016. The annual employment for LPNs in 2010 was 41,790. By 2020 the employment projection for LPNs is 48,940, a 17.1% change from 2010. Total annual openings are estimated to be 1,831. Based on this information, the Board agreed by general consensus to prioritize funding for post-graduate education to prepare future nursing faculty, with remaining funding designated for pre-licensure RN applicants, and no funding for pre-licensure PN applicants. These recommendations will be provided to the Ohio Board of Regents.

LeanOhio Report

Board staff participated in a Licensure/Renewal Kaizen Event held November 4-8, 2013. LeanOhio, a program located within the Ohio Department of Administrative Services, has been working with numerous state agencies and boards over the last several years. The team consisted of Lesleigh Robinson, Team Leader; Betsy Houchen, Sponsor; Brenda Murphy; Karen Scott; Deb Fulk; Ruchi Grewal; Melody Gullion; Karen Unroe; Angela White; Jodi Crowe; Kathy King; Eric Mays; a "Fresh Perspective" team member, Elisa Ehnes; and Subject Matter Experts, Holly Fischer (legal) and Norm Heading (DAS/IT). The Event was a tremendous success!

The team developed "The Future State," which will significantly reduce processing steps, time, and costs. The Future State is based on all applications (renewal, licensure by examination and endorsement, reinstatement, and reactivation) being completed online. Other changes for greater efficiency will be: an Applicant Checklist to clearly and concisely inform applicants of the required documents and processes; an applicant attestation accepted rather than requiring a notarized license application; an electronic file for each applicant; acceptance of nursing education program completion letters electronically directly from the nursing education program; credit or debit cards for all financial transactions; and "Compliance/Licensure Liaisons" to track the status of applications through the compliance and licensing process from start to finish. In addition, to eliminate thousands of calls and emails, DAS has committed to develop a secure web-based, look-up system for the Board so that renewal applicants can access their passwords and user IDs.

The Board agreed by general consensus to require that applicants must apply online for initial licensure by examination, initial licensure by endorsement, renewal, reinstatement, and reactivation. The target date for providing all applications online is March 1, 2014.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items. B. Houchen noted that the FY 2013 LSC Report for Occupational Licensing and Regulatory Boards reported the Board had generated a significant amount of surplus revenue for FY 2013.

BOARD GOVERNANCE

Nomination of Board Officers

President

Action: Roberta Stokes nominated Judith Church for the office of President.

Vice-President

Action: Maryam Lyon nominated J. Jane McFee for the office of Vice-President.

Action: Janet Arwood nominated Janet Arwood for the office of Vice-President.

Board Supervising Member for Disciplinary Matters

Action: Susan Morano nominated Rhonda Barkheimer for Board Supervising Member for Disciplinary Matters.

Election of Board Officers

The Board elected Judith Church as President, J. Jane McFee as Vice-President, and Rhonda Barkheimer as Board Supervising Member for Disciplinary Matters.

Appointment of Nursing Education Program Board Liaison

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board appoint Lisa Klenke as the Nursing Education Program Liaison to Board staff for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Appointment of Advisory Group Chairs

Nursing Education

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that the Board appoint Lisa Klenke as Chair of the Advisory Group on Nursing Education for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Dialysis

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board appoint Maryam Lyon as Chair of the Advisory Group on Dialysis for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Continuing Education

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board appoint Janet Arwood as Chair of the Advisory Group on Continuing Education for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Appointment of Board Hearing Committee

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board appoint the President, Susan Morano and Sheryl Warner to serve on the Board Hearing Committee with Lisa Klenke and Maryam Lyon as alternates, all serving for a term of one year, effective February 28, 2014. Motion adopted by unanimous vote of the Board members.

The Board Hearing Committee/Panel will convene in 2014 on February 12, April 16, August 13, and October 8. The Board discussed training for the members and alternates and other interested Board members. Holly Fischer will conduct the training on January 16, 2014 at noon.

Authorization for the Use of Hearing Examiners

Action: It was moved by Susan Morano, seconded by Rhonda Barkheimer, that the Board authorize the use of hearing examiners for hearings during the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Authorization for the Board Supervising Member or President to Issue Notices of Immediate Suspension and Orders of Summary Suspension

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the Board authorize the Board Supervising Member For Disciplinary Matters, or the Board President, to issue notices of immediate suspension and orders of summary suspension for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Authorization for the Use of Signature Stamps and Electronic Signatures

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that the Board authorize the use of signature stamps or electronic signatures of the Board President, Board Supervising Member For Disciplinary Matters, and Executive Director, by designated staff for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Authorization to Make Editorial Changes to Motions of the Board

Action: It was moved by Roberta Stokes, seconded by Janet Arwood, that the Board authorize the Executive Director to make editorial changes to motions for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Authorization for Designated Staff to Sign AP and PIIP Agreements

Action: It was moved by Maryam Lyon seconded by Tracy Ruegg, that the Board authorize designated staff of the Alternative Program for Chemical

Dependency and the Practice Intervention and Improvement Program to sign program contracts on behalf of the Board for the period of January 1, 2014 through December 31, 2014. Motion adopted by unanimous vote of the Board members.

Authorization for the Executive Director to Establish Standards of Employee Conduct

Action: It was moved by Rhonda Barkheimer, seconded by Nancy Fellows, that the Board authorize the Executive Director to establish standards of conduct for employees of the Board, including reviewing, revising, and/or re-approving existing standards of conduct. Motion adopted by unanimous vote of the Board members.

Re-Appointment of Executive Director

Action: It was moved by Tracy Ruegg, seconded by Lisa Klenke, that the Board re-appoint Betsy Houchen as Executive Director of the Ohio Board of Nursing. Motion adopted by unanimous vote of the Board members.

CPG Appointment

Action: It was moved by Judith Church, seconded by Roberta Stokes, that the Board appoint Rhonda Barkheimer to the Committee on Prescriptive Governance in accordance with Section 4723.49, ORC, to fulfill an unexpired term that ends in November 2015. Motion adopted by unanimous vote of the Board members.

Designation of Hospitality Chair

The Board designated Nancy Fellows and Sheryl Warner as hospitality co-chairs.

Hotel Accommodations for 2014 Meetings

Joseph Kirk answered questions about the hotel and encouraged Board members to make their hotel reservations for 2014 as soon as possible.

Board Schedule for 2014

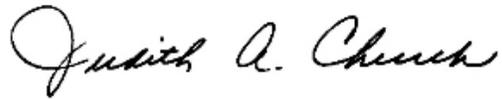
The Board discussed changing the three-day November meeting to two days, and holding the public rules hearing on the Thursday of the meeting. The Board members agreed by general consensus to hold the 2014 Board meeting on November 20-21, 2014.

EVALUATION OF MEETING AND ADJOURNMENT

Tracy Ruegg and Roberta Stokes expressed their gratitude to the other Board members and the staff, as they are not seeking reappointment and their terms are set to expire. The other Board members thanked them for their Board work.

The meeting was adjourned on Wednesday, November 20, 2013 at 2:05 p.m. The meeting was adjourned on Thursday, November 21, 2013 at 2:30 p.m. On Friday, November 22, 2013, the meeting adjourned at 10:22 a.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.