



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD SEPTEMBER 22-23, 2011

The regular meeting of the Ohio Board of Nursing (Board) was held on September 22-23, 2011 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, September 22, 2011 at 8:30 a.m., President Bertha Lovelace called the Board meeting to order. On Friday, September 23, 2011 at 8:31 a.m., President Lovelace called the Board meeting to order. Vice-President Patricia Hayek read the Board mission on Thursday and Friday. President Lovelace recognized nursing students, welcomed the gallery, and requested that Board members introduce themselves.

BOARD MEMBERS

Bertha Lovelace, RN, President
Patricia Hayek, LPN, Vice-President
Janet Arwood, LPN
Rhonda Barkheimer, RN
Judith Church, RN, Board Supervising Member for Disciplinary Matters
Delphenia Gilbert, RN
Maryam Lyon, RN
Johnnie Maier, Consumer Member (Absent Thursday and Friday)
J. Jane McFee, LPN
Melissa Meyer, LPN
Susan Morano, RN
Tracy Ruegg, RN
Roberta Stokes, RN (Absent Thursday and Friday)

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, the Board Reception was held at 8:00 a.m.; Executive Session was held at 1:00 p.m.; Board deliberations followed Executive Session. On Friday, Executive Session was held and Open Forum was at 10:00 a.m.

Minutes of July 28-29, 2011 Board Meeting

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board approve the minutes from the July 2011 Board meeting, as submitted. Motion adopted by a unanimous vote of the Board members.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director report:

- The Board welcomed Catherine Kessler to the Board as a Monitoring Agent and congratulated Jody Hostetler and Dennis Corrigan for ten years of state service, and Monique Holokai-Kane for fifteen years of state service.
- The NCSBN Annual Meeting was held August 2-5, 2011. It was a pleasure to see past Board President, Lisa Klenke, receive the Exceptional Leadership Award. Betsy Houchen was elected to the NCSBN Board of Directors for a third term.
- In October 2010, the Institute of Medicine (IOM), in partnership with the Robert Wood Johnson Foundation (RWJF), issued *The Future of Nursing: Leading Change, Advancing Health*, with eight recommendations for nursing. The Ohio Hospital Association and the Ohio League for Nursing, in conjunction with the Ohio Network for Nursing Workforce, applied to the RWJF, and was selected to co-lead an Ohio Action Coalition (OAC). This OAC will develop strategies to implement the IOM's recommendations.
- For the joint Ohio/NCSBN nursing workforce survey during the RN renewal cycle, there were 33,058 survey responses (28,650 complete and 4,408 incomplete). The majority of the incomplete responses were because licensees did not include their names and license numbers. The final participation rate for the survey was approximately 19%.
- During this year's renewal cycle additional information was requested from Certificate of Authority holders as part of the renewal and reactivation process. Specifically they were prompted to identify their primary area of specialization and the zip code where they practice the specialty. The raw data will be made available.
- The Ohio Center for Nursing website has been included in the Federal Health Workforce Information Center (HWIC) website directory of nursing workforce centers.
- The 2011 – 2013 RN renewal cycle ended successfully on August 31, 2011 with a 96% online renewal rate. The Board recognized numerous staff who stayed throughout the evening on June 30 and August 31 to respond to hundreds of licensees and certificate holders who called or emailed the Board to ask about their p/asswords. Because staff responded, those licensees and certificate holders were able to renew online and avoid increased fees and/or lapsed licenses or certificates.

Legislative Report

Tom Dilling provided the legislative report and reviewed the status of SubSB 83, Schedule II prescribing for APNs, and HB 303, the Board's bill regarding the Nurse Practice Act. The Board discussed a request for an amendment to HB 303 that would authorize a one-year extension for an advanced practice nurse to

complete the externship requirement for the certificate to prescribe (CTP). Current law requires a one-year externship with the possibility of a year's extension for a total of two years. The proposal would authorize an additional year, for a total of three years. The Board asked that staff attempt to identify the number of persons that may be impacted and further delineate the circumstances that might prevent a student from completing the required prescribing hours within the current time frame. T. Dilling stated he would bring the information to the November Board meeting.

Summary of Legislative Bills

T. Dilling reported that SB 228, pertaining to certified registered nurse anesthetists (CRNAs), was introduced on September 21, 2011. He presented a Board memorandum regarding previous CRNA legislative proposals and the "Guidelines for Core Clinical Privileges for Certified Registered Nurse Anesthetists" (Guidelines) published by the American Association of Nurse Anesthetists. The Board discussed the memorandum and Guidelines at the September 2010 meeting. At that time, the Board agreed with expanding the authority of CRNAs so they could write orders for medications in the peri-operative setting, and have another authorized person administer a drug to a patient in that setting, without requiring the CRNA to obtain a CTP. The Board also questioned why CRNAs believe they need the authority to order medications as part of clinical support functions outside the peri-operative setting. The Board had questions and requested identification of and additional information about the clinical support functions outside the peri-operative setting where prescribing by CRNAs would be necessary.

SB 228 does not fully address the questions regarding authorizing CRNAs to order medications outside the peri-operative setting. Board staff will continue to work with interested parties to obtain this information.

NEW BUSINESS

Annual Report

The Board reviewed the draft annual report. Board members expressed their appreciation for the amount and the quality of the work that is performed daily by Board staff.

Action: It was moved by Patricia Hayek, seconded by J. Jane McFee, that the Board approve the Annual Report for fiscal year 2011, as submitted. Motion adopted by unanimous vote of the Board members.

Review of Administrative Rules

Holly Fischer presented the proposed rules and answered questions. She noted that at the July meeting, the Board agreed to rule revisions for Chapters 4723-5, 4723-7, 4723-13 and 4723-27, in addition to language implementing the requirements of HB 93 in the form of proposed new rule 4723-9-12. Further, at the July meeting, the Board discussed additional changes and asked staff to

provide proposed language. Also, staff identified revisions to provide clarity for several rules, and these are included for the Board's consideration. The Board agreed by general consensus to hold the Public Hearing on the administrative rules at 1:00 p.m. on November 16, 2011 at the Board office, and directed staff to file the proposed rules and amended rules in October 2011.

Chapter 4723-5 Nursing Education Program

After discussing the proposed revisions below for Chapter 4723-5, OAC, the Board agreed by consensus to the following:

Rule 5-01: Add a definition of "resume": (DD) "Resume" means a resume, curriculum vitae, or other document that summarizes an individual's education and nursing related employment history, including the addresses of educational institutions and employers, dates of graduation, months and years of employment, and description of job functions performed.

Rule 5-09: (D)(1): Revise language to make the timeframes for notifying the Board of program administrator vacancies or absences, and designating a replacement or interim, more clear. (D)(2): Add language for practical nursing education programs to allow an individual with a BSN to serve, for not more than one year, as an interim administrator.

Rule 5-12: (B): Replace the phrase "as to" with "regarding" in line two.

Chapter 4723-7 Examination and Licensure

After discussing the proposed revisions below for Chapter 4723-7, OAC, the Board agreed by consensus to the following:

Rule 7-01: (J): Add definition of "practical nursing education program" consistent with definition of "registered nursing education program."

Rule 7-02: (F)(2): Add language to address situations where an applicant's education program, approved by a board other than the Ohio Board of Nursing, has closed, similar to the language in (F)(1): "If the program has closed, the board may accept other documentation evidencing that the applicant's educational preparation is substantially similar to that required for programs approved by the board." The language mirrors that in Section 4723.09(B), ORC, requiring that individuals who attended out-of-state programs have an educational preparation that is substantially similar to Ohio programs.

Rule 7-04: Add acronym "CES" following "credential evaluation service" as this acronym is widely recognized by applicants. Remove language that had been previously proposed to be added in (B)(5) (a) and (b) regarding a "current, valid" license. Endorsement applicants are not required to have a current, valid license in state of *examination* (as long as the applicant holds current, valid license in state from which they are endorsing under

paragraph (B)(6) (a) and (b)).

Rules 7-05 and 7-06: Paragraphs (B) and (E) in Rule 7-05, and (B) and (F) in 7-06, are re-ordered and re-written, so the two paragraphs are consistent with each other.

Rule 7-09: Revise paragraph (B) to add flexibility regarding the online renewal process. Revise paragraph (D) to clarify that only holders of current, valid licenses may request inactive status. In Paragraph (D)(2), remove the word “other” as it is unnecessary. Revise paragraph (H) to reflect that requests for reactivation/reinstatement must be submitted on the form required by the Board.

Chapter 4723-13 Delegation of Nursing Tasks

After discussing the proposed revisions below for Chapter 4723-13, OAC, the Board agreed by consensus to the following:

Rule 13-01: Delete definition of “client” in paragraph (B) as this term is not used in Chapter 13. The Board will review use of term “client” in other rule chapters as the rules are periodically reviewed. Correct typo in (H) to reference “DODD” for Department of Developmental Disabilities.

Rule 13-02: Correct typo regarding “DODD” in paragraph (B). Revise paragraph (D)(2) to reflect that non-public schools that are chartered by the State Board of Education are required to comply with the requirements of Section 3313.713, ORC, and thus, can designate employees to administer medications if the requirements of 3313.713 are met.

Chapter 4723-27 Medication Aides

After discussing the proposed revisions below for Chapter 4723-27, OAC, the Board agreed by consensus to the following:

Rule 27-04: Change paragraph (A)(7) to reflect that the Board does not receive documentation regarding the applicant passing the examination directly from the training program.

Rule 27-05: The rule is redrafted so that continuing education language that is associated with reinstatement is moved back into this Rule from Rule 4723-27-06 (see paragraphs (D) and (E)). Paragraph (B) is deleted because it is redundant (the same requirement is contained in Rule 4723-1-03 (C)). Paragraph (F) is revised to reflect that if an individual requests to go inactive on or after March 1 of a renewal year and subsequently renews, the “late processing fee” still applies. This is consistent with Rule 4723-7-09 (I) for licensed nurses. In addition, language that requires a certificate holder to submit their current certificate to the Board when requesting inactive status is removed as the Board no longer issues wallet card certificates.

Rule 27-06: Language that was moved back to Rule 4723-27-05 (D) and

(E) regarding continuing education associated with reinstatement is deleted. The word “shall” is changed to “must” in Paragraph (A). Paragraph (F) is moved and now appears as paragraph (G), following the paragraph that discusses CE audits.

Rule 4723-9-12

At the July meeting, the Board reviewed proposed Rule 4723-9-12, Standards and Procedures for review of OARRS. This rule is in response to HB 93 (Section 4723.487, ORC) (“Pain Clinic” legislation). Since the July meeting, Board staff have engaged in additional discussion with interested parties and other regulatory agencies, including the State Medical Board and the Ohio State Board of Pharmacy, who are also charged with adopting standards and procedures for review of OARRS. One objective in this process is to adopt rule language that, to the extent possible, establishes consistent standards among authorized prescribers.

The State Medical Board approved revised language for its OARRS Rule (4731-11-11) and the Ohio State Board of Pharmacy (OSBP) filed its proposed OARRS Rule 4729-5-20. The Board received copies of each of these rules.

The Board agreed by consensus to the following language in proposed Rule 4723-9-12, OAC:

(A)(1): Add “established and maintained according to section 4729.75 of the Revised Code” after the definition of OARRS.

(A)(3): Add definition of “Protracted basis.”

(A)(4): Revise definition of “Reported drugs” to mirror language in proposed OSBP Rule 4729-5-01.

(B): Language is revised to be substantially similar to the proposed Medical Board Rule. If the prescribing nurse “believes, or has reason to believe” a patient is abusing or diverting drugs, the nurse is to exercise “sound clinical judgment” prior to prescribing. This is redundant in the sense that a prescriber should always exercise sound clinical judgment in prescribing. However, the next paragraph requires that in making a determination whether to prescribe, if any of eight signs of “drug abuse or diversion” are exhibited, the prescribing nurse **must** review OARRS before prescribing. (B)(1) (a) – (h). The next paragraph, (B)(2) (a) – (h), lists eight signs of “possible” abuse of diversion that **may** require that the nurse review OARRS. Thus, the signs of drug abuse/diversion are bifurcated into mandatory OARRS-review and permissive OARRS-review.

(B)(1): This sets forth the eight factors that require **mandatory** OARRS review. The first three (illegally selling drugs; forging or altering a prescription, stealing or borrowing reported drugs) are added and were not in the July version of the Rule. Regarding (a), “illegally selling drugs”, the

Medical Board version does not include the word “illegally.” However, in order to avoid confusion related to legal pharmaceutical sales, the word “illegally” is added. In the Medical Board Rule 4731-11-11 (B)(1)(g), the language “without clinical basis” is used. Thus, OARRS review would not be required if the patient was receiving reported drugs from multiple prescribers unless the drugs were received “without clinical basis.” This language is not in the OSBP proposed Rule, and was not added in Rule 4723-9-12.

(B)(2): This sets forth eight factors that **may** necessitate OARRS review.

(E): This paragraph is revised to use the defined term “protracted basis,” i.e., more than twelve continuous weeks. The language is similar to the Medical Board language by using the nurse’s “reason to believe” treatment will occur on a protracted basis as the standard. The OARRS report will need to be reviewed and documented at the beginning of treatment and at least once annually, instead of every twelve weeks as in the July rule draft.

(F): This paragraph is similar to the Medical Board Rule paragraphs (D) and (F), but in the event an OARRS report is not available, rather requiring the nurse to document “why the OARRS report was not available,” the language states the nurse is to document the response received from the OARRS database (same language as in July draft).

(G): This paragraph is added as an exception from the language requiring OARRS review for patients requiring protracted treatment for hospice patients (identical to Medical Board language).

APPROVALS

Nursing Education Programs – Approval of New Programs

Baldwin-Wallace College Accelerated Bachelor of Science in Nursing

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Baldwin-Wallace College Accelerated Bachelor of Science in Nursing Program in Berea. It was further moved that the program submit progress reports to the Board on or before December 4, 2012 and May 1, 2013. Motion adopted by unanimous vote of the Board members.

Kettering College of Medical Arts Division of Nursing

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Kettering College of Medical Arts Division of Nursing in Kettering. It was further moved that the program submit progress reports to the Board on or before March 12, 2013 and March 12, 2014. Motion adopted by unanimous vote of the Board members.

Ohio Medical Career Center One Plus One Nursing Education Program

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Ohio Medical Career Center One Plus One Nursing Education Program in Dayton. It was further moved that the program submit progress reports to the Board on or before February 15, 2012 and June 15, 2012. Motion adopted by unanimous vote of the Board members.

Nursing Education Programs – Determination of Approval Status

Belmont Technical College Associate Degree Nursing Program

Action: It was moved by Janet Arwood, seconded by Judith Church, that the Board, in accordance with Rule 4723-5-04, OAC, continue its Full approval of Belmont Technical College Associate Degree Nursing Program in St. Clairsville, until July 17, 2013. Motion adopted by unanimous vote of the Board members.

Northcoast Medical Training Academy Practical Nursing Program

Action: It was moved by Susan Morano, seconded by Maryam Lyon, that the Board, in accordance with Rule 4723-5-04, OAC, continue its Full approval of Northcoast Medical Training Academy Practical Nursing Program in Kent, until March 13, 2013. Motion adopted by unanimous vote of the Board members.

Ohio American Health Care, Inc., Practical Nursing Program

The approval status of Ohio American Health Care Inc., Practical Nursing Program will be considered at the November 2011 Board meeting. On September 12, 2011, the Board received a communication from the Program that it had changed its completion date for its initial cohort of students from September 7, 2011 to November 12, 2011. Section 4723.06 (A)(6), Ohio Revised Code, requires the Board to determine whether to grant Full approval to a program at its first meeting after the first class has completed the program. Therefore, the Board will determine the approval status of the Program at the November Board meeting.

Ohio Institute of Allied Health Practical Nursing Program

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Ohio Institute of Allied Health Practical Nursing Program in Xenia, for a period of two years effective September 22, 2011. It was further moved that the program submit progress reports to the Board on or before February 15, 2012; July 18, 2012; and February 18, 2013. Motion adopted by unanimous vote of the Board members.

The Robert T. White School of Practical Nursing

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to The Robert T. White School of Practical Nursing in Alliance, for a period of five years

effective September 22, 2011. Motion adopted by unanimous vote of the Board members.

Nursing Education Program Requests

Beckfield College Associate Degree Nursing Program

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Beckfield College Associate Degree Nursing Program in Cincinnati, to April 2, 2012. It was further moved that the program submit progress reports on or before August 14, 2012, and January 14, 2013. Motion adopted by unanimous vote of the Board members.

Central Ohio Technical College Practical Nursing Program

Action: It was moved by Judith Church, seconded by Janet Arwood, that the Board approve the curriculum revision request submitted by Central Ohio Technical College Practical Nursing Program in Newark, in accordance with Rule 4723-5-16, OAC. Motion adopted by unanimous vote of the Board members.

Central Ohio Technical College Associate Degree Registered Nurse Technology Program

Action: It was moved by Janet Arwood seconded by Delphenia Gilbert, that the Board approve the curriculum revision request submitted by Central Ohio Technical College Associate Degree Registered Nurse Technology Program in Newark, in accordance with Rule 4723-5-16, OAC. Motion adopted by unanimous vote of the Board members.

Training Program Approvals or Re-Approvals

Kingston Healthcare – Medication Aide Training Program Re-Approval

Action: It was moved by Rhonda Barkheimer, seconded by J. Jane McFee, that in accordance with Rule 4723-27-07, OAC, the Board re-approve Kingston Healthcare in Sylvania, as a Medication Aide Training Program for a period of two years effective September 22, 2011. Motion adopted by unanimous vote of the Board members with Patricia Hayek abstaining.

Senior Home Care Solutions – Medication Aide Training Program Approval

Action: It was moved by Tracy Ruegg, seconded by Delphenia Gilbert, that in accordance with Rule 4723-27-07, OAC, the Board approve Senior Home Care Solutions in Avon Lake, as a Medication Aide Training Program for a period of two years effective September 22, 2011. Motion adopted by majority vote of the Board members with Patricia Hayek abstaining.

Liberty Cincinnati Technician Training Program – Dialysis Training Program Approval

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that in accordance with Rule 4723-23-07, OAC, the Board approve Liberty Cincinnati Technician Training Program in Cincinnati, as a Dialysis Technician Training

Program for a period of two years effective September 22, 2011. Motion adopted by unanimous vote of the Board members.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board of Nursing July 1, 2011 through August 31, 2011, to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; temporary dialysis technician certificates; community health workers; and certified medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

EXECUTIVE SESSION

On Thursday, September 22, 2011:

Action: It was moved by Patricia Hayek 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. Motion adopted by roll call vote.

Following Executive Session the Board meeting was adjourned and deliberations followed. The Board reported out of Executive Session at 1:50 p.m. on Thursday, September 22, 2011.

On Friday, September 23, 2011:

Action: It was moved by Patricia Hayek that the Board go into Executive Session to discuss pending or imminent court action with legal counsel. Motion adopted by roll call vote.

The Board went into Executive Session at 10:05 a.m. The Board reported out of Executive Session at 10:15 a.m.

ADJUDICATION AND COMPLIANCE

Board Actions

On Friday, September 23, 2011, Bertha Lovelace requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter.

NOTICES OF OPPORTUNITY FOR HEARING

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

Slusher, Kellie A., R.N. 342800 (CASE #10-4121); Watson, Russell B., R.N. 227457 (CASE #11-2657); Klug, Sharon L., R.N. 190177 (CASE #11-2992); Cook, Deborah L., P.N. 097855 (CASE #09-5405); Foster, Kristi A., R.N. 225670 (CASE #10-2525); Walberry, Jennifer L., R.N. 297424 (CASE #11-1731); Longoria, Susan L., R.N. 255818 (CASE #11-1348); Kuhel, James J., R.N. 247510 (CASE #10-3391); McDougall, David J., R.N. 356639 (CASE #11-2263); Samloff, Andrea K., R.N. 348135 (CASE #10-5748); Bell, Robert F., P.N. 088257 (CASE #11-2170); Howard, Debra L., R.N. 176912 (CASE #11-2152); Spradlin, Tyler N., R.N. 340553 (CASE #11-2061); Jadlocki, Erin E., R.N. 356708 (CASE #10-4822); Shelton, Angelia D., P.N. 115139 (CASE #11-1621); Benadum, Carrie J., R.N. 346285 (CASE #11-2456); Vance, Charisse E., D.T. 00684 (CASE #09-2647); Charnetzky, Danette C., P.N. endorse (CASE #10-5424); Higginbotham, Patricia K., R.N. 292951 (CASE #11-2522); Nicastro, Helga J., R.N. 318166 (CASE #10-5757); Williams, Jacquelyn L., R.N. NCLEX (CASE #11-3027); Bolan, Catherine A., R.N. NCLEX (CASE #11-3119); Cook, Carolyn M., R.N. 154555 (CASE #10-3274); Horton, Theresa R., P.N. 126677 (CASE #11-0152); Lee, Sharon K., R.N. 185820, COA 03673, RX 03673 (CASE #10-0656); King, Amber D., R.N. 294858 (CASE #11-2039); Maye, Melinda C., P.N. 082152 (CASE #10-4445); Briscoe, William J., R.N. 229249 (CASE #11-0875); Spurrier, Opal, P.N. 133260 (CASE #10-3086); Roberson, Christopher M., R.N. 305723 (CASE #10-5525); Mathias, Benee A., P.N. 112582 (CASE #11-1622); Impala, Theresa M., R.N. 277368 (CASE #10-5203); King, Shannon A., R.N. endorse (CASE #11-2241); Johnson, Aisha M., P.N. NCLEX (CASE #11-0557); Christman, Kimberly D., R.N. 322074 (CASE #10-4712); Hagley, Paul M., R.N. 352155, D.T. 01849 (CASE #11-1766); Hornschemeier, Martha P., R.N. 096143 (CASE #10-1588); Smith, Patricia A., P.N. 072288 (CASE #10-5118); Hughes, Christina M., R.N. 339427 (CASE #11-3074); and Foster, Amanda L., R.N. 269011 (CASE #11-2996).

J. Jane McFee voted no on Roberson, Christopher M., R.N. 305723 (CASE #10-5525) only. 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 September 2011 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICE FOR OPPORTUNITY

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

Wagner, Lynn A., R.N. 338293 (CASE #11-3105); Mistak, Christa M., P.N. 121233 (CASE #10-0990); Alley, Michael S., R.N. 355060 (CASE #11-2616); Sherrill, Kirby, R.N. 331955 (CASE #10-5073); White, Mark W., P.N. 137860 (CASE #11-2350); Bryant, Shamanique R., P.N. 137612 (CASE #11-3415);

Moore, Anna J., R.N. 337037 (CASE #11-0113); and Sewell, Kelly A., R.N. 174189 (CASE #11-0908).

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 September 2011 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICE FOR OPPORTUNITY

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

Elbert, Mary E., R.N. 329016 (CASE #11-3151); Leidy, Jared A., P.N. 141761 (CASE #11-2652); Jacobs, Nicole D., P.N. 133328 (CASE #11-2158); Gill, Debra D., R.N. 264270 (CASE #11-2807); Smathers, Flynt J., R.N. 342798 (CASE #11-2770); and Robb, Lisa M., P.N. 113582 (CASE #11-3343).

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 September 2011 Board Meeting.

POST IMMEDIATE SUSPENSION NOTICE AND OPPORTUNITY FOR HEARING

Action: It was moved by Maryam Lyon, seconded by Susan Morano, 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):

McMillan, Alecia N., R.N. 360355 (CASE #11-0044).

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 September 2011 Board Meeting.

TEMPORARY SUSPENSION AND OPPORTUNITY FOR HEARING

Action: It was moved by Janet Arwood, seconded by Rhonda Barkheimer, that the Board temporarily suspend the license(s) and issue a Notice of Opportunity for Hearing for violations of Chapter 4723. ORC, for the following case(s):

Garrison, Karen L., R.N. 328473 (CASE #11-1635); Scherman, James M., R.N. 300424 (CASE #11-1780); Thompson, Lena A., P.N. 133668 (CASE #11-1640); and Prewitt, Sandra L., R.N. 258853 (CASE #11-1774).

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

Complete copies of the Temporary Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2011 Board Meeting.

SURRENDERS

Permanent Voluntary Surrender

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

Keifer (Carter), Elizabeth (Lisa) C., R.N. 281994, P.N. 100947 (CASE #08-1071); McNeal, Douglas G., P.N. 104180 (CASE #11-0398); Fulton, Sonja, R.N. 345123 (CASE #10-5119); Close, Jessica J., P.N. 116432 (CASE #11-2155); Ruby, Theresa M. C., R.N. 221024 (CASE #09-6603); Shay, Pamela K., R.N. 210641, P.N. 057459 (CASE #11-3092); Doyle, Michael W., R.N. 297217 (CASE #10-5534); Blackwood, Elizabeth, R.N. 252179 (CASE #11-0445); and Parsons, Mollie E., P.N. 093735 (CASE #11-0877).

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

Complete copies of the Permanent Voluntary Surrenders shall be maintained in the exhibit book for the September 2011 Board Meeting.

WITHDRAWALS

Voluntary Non-Permanent Withdrawal of Endorsement Application

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

Futrell, Juanita M., R.N. Endorse (CASE #11-2100).

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

Complete copies of the Voluntary Non-Permanent Withdrawals of Endorsement Applications shall be maintained in the exhibit book for the September 2011 Board Meeting.

Withdrawal of Notice of Opportunity for Hearing

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board withdraw Notices of Opportunity for the following case(s):

Tackett, Samantha L., R.N. 313266 (CASE #09-6346); Holman, Lee A., R.N. 309675, P.N. 11247 (CASE #09-0014); Mayer, Matthew S., R.N. 179345 (CASE #08-1272); and Yost, Andrea, P.N. 125567 (CASE #10-0085).

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

CONSENT AGREEMENTS

On Friday September 23, 2011, the Board considered the terms of the following proposed Consent Agreements that were reviewed by Board members.

Action: It was moved by J. Jane McFee, seconded by Patricia Hayek, 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):

Caldwell, Rebecca L., P.N. 109996 (CASE #09-3412); Jones, Amy C., R.N. 345235 (CASE #10-0500); Streichert, Susan A., P.N. 117507 (CASE #10-0798); McKnight, Bonnie A., P.N. 057931 (CASE #09-0669); Daniels, Laura K., R.N. 353182 (CASE #10-1871); McCurdy, Carole A., P.N. 087412 (CASE #09-3555); Sjostrom, June R., P.N. 107295 (CASE #09-1618); Kreareas, Heather A., R.N. 288373 (CASE #11-2795); Kshywonis, Donna J., R.N. 272097 (CASE #10-1074); Gingery, Kala M., R.N. NCLEX (CASE #11-2505); Wolfgang, Lorene M., R.N. 316759 (CASE #10-5070); Benson, Shana T., P.N. 105364 (CASE #11-0822); Smith, Leshia M., P.N. NCLEX (CASE #11-1414); Ortega, Ronald J., P.N. 088774 (CASE #08-0132); Bosse, Sandra D., P.N. 130252 (CASE #10-1634); Carpenter, Anthony S., R.N. Endorse (CASE #11-1077); Cockley, Lara E., R.N. 354512 (CASE #10-1067); O'Hara, Nancy, P.N. 098754 (CASE #10-1326); Noonan, Bobbie, R.N. 283881 (CASE #10-3643); Galaviz, Jessica L., R.N. 246757 (CASE #11-2761); Muth, Kim D., P.N. 128940 (CASE #09-2966); Puskarich, Glori L., R.N. 274629 (CASE #06-2638); Barton, Carla L., R.N. 303234 (CASE #10-0986); Smith, Courtney M., P.N. 111964 (CASE #09-6223); Caso-Stricklan, Carol A., R.N. 316656 (CASE #10-2535); Flowers, Lori A., R.N. NCLEX (CASE #10-5463); Umana-Kipp, Laretta A., R.N. 331238 (CASE #09-3364); Vigorito, Veronica S., R.N. 286613 (CASE #11-3152); Andy, Channon L., P.N. 096929 (CASE #11-2904); Fields, Melissa L., R.N. 287661

(CASE #11-3161); Frazier, Megan L., R.N. 238621 (CASE #09-0090); Ballard-Harris, Lakeia H., R.N. 349245, P.N. 117742 (CASE #10-0862); Doepke, Angela L., R.N. NCLEX (CASE #11-1093); Dorsten, Emily A., R.N. NCLEX (CASE #11-2688); McAvena, Cheryl D., R.N. 230169 (CASE #11-2749); Snowberger, Ashley C., P.N. NCLEX (CASE #11-1797); Foxx, Letrice D., P.N. 115340 (CASE #10-5537); Geer, Talena R., P.N. 137518 (CASE #10-5314); Todd, Emily S., R.N. 304864 (CASE #10-5359); Leatherman, Annette M., P.N. 093685 (CASE #09-1127); Ashton, Emily A., R.N. 339775 (CASE #09-0524); Deluca, Lynda A., R.N. 190336 (CASE #10-0215); DiCola, Allison M., R.N. endorse (CASE #11-0632); Grabiec, Elizabeth, R.N. 335968 (CASE #10-4443); Alexander, Michele R., R.N. 350779 (CASE #10-3017); Jackson, Douglas A., R.N. 329819 (CASE #10-3860); Kahle, Rachael E., R.N. 323001 (CASE #11-3195); Krueger, Kelly A., R.N. 286017 (CASE #11-1467); Sherbourne, Casey R., R.N. 327183 (CASE #10-0393); Porter, Daaron R., P.N. 121871 (CASE #10-0395); Aman, Margaret C, P.N. 123179 (CASE #10-2155); Burnside, Shanna L., R.N. NCLEX (CASE #11-2968); Camara, Jennifer L., R.N. 285628 (CASE #10-5818); Messer, Mary B., R.N. 247189 (CASE #10-1824); Bowling, Tara L., P.N. 086159 (CASE #09-5134); Hall Jr., Joseph C., R.N. 308934 (CASE #10-1481); Ivey, Karen M., R.N. 261173 (CASE #11-3163); Kisley, Brianne M., R.N. NCLEX, P.N. 130732 (CASE #11-0743); Keeper, Michelle L., R.N. 309618 (CASE #10-0246); Linehan, Matthew J., R.N. 356011 (CASE #11-1537); Mitchell, Muriel E., R.N. 128503, COA 03643 (CASE #11-1208); Parenteau, Marsha K., R.N. 214798 (CASE #10-4548); Rhodes, Michelle A., P.N. NCLEX (CASE #11-2861); Wahl, Julie M., R.N. 250517 (CASE #09-5070); Heisinger, Kathleen A., R.N. 291752 (CASE #08-2744); Browning, Melissa R., R.N. 311209 (CASE #11-3162); Daugherty, Kayce D., R.N. 327499 (CASE #11-2563); Rath, Jamie A., P.N. 091186 (CASE #11-3510); Brewer, Cassondra S., R.N. NCLEX (CASE #11-3103); Smith, April L., P.N. NCLEX (CASE #11-3130); Ford, Katrina B., R.N. 278065 (CASE #11-3219); Gordon, Jodi L., R.N. 311931 (CASE #11-3384); Springer, Heidi J., R.N. 197059, NA 02311 (CASE #11-3210); Cochran, Deanna J., P.N. NCLEX (CASE #11-2927); Steverding, Michael E., P.N. 134194 (CASE #11-3474); Donchess, Sheri L., R.N. 260078 (CASE #10-2622); Stewart, Virginia "Suzie" S., R.N. NCLEX (CASE #11-2732); and Petty, Darrah R., P.N. 123577 (CASE #10-3396).

Janet Arwood abstained from voting on Wolfgang, Lorene M., R.N. 316759 (CASE #10-5070) and Gordon, Jodi L., R.N. 311931 (CASE #11-3384) only. Rhonda Barkheimer abstained from voting on McKnight, Bonnie A., P.N. 057931 (CASE #09-0669) and Kreareas, Heather A., R.N. 288373 (CASE #11-2795) only. Judith Church abstained from voting on all cases. Susan Morano abstained from voting on Krueger, Kelly A., R.N. 286017 (CASE #11-1467) only.

Janet Arwood voted no on Jackson, Douglas A., R.N. 329819 (CASE #10-3860) only. Rhonda Barkheimer voted no on Puskarich, Glori L., R.N. 274629 (CASE #06-2638) and Jackson, Douglas A., R.N. 329819 (CASE #10-3860) only. Maryam Lyon voted no on the following cases only: McKnight, Bonnie A., P.N. 057931 (CASE #09-0669); Puskarich, Glori L., R.N. 274629 (CASE #06-

2638); Aman, Margaret C, P.N. 123179 (CASE #10-2155); and Camara, Jennifer L., R.N. 285628 (CASE #10-5818). J. Jane McFee voted no on Puskarich, Glori L., R.N. 274629 (CASE #06-2638) only. Susan Morano voted no on Puskarich, Glori L., R.N. 274629 (CASE #06-2638); only. Tracy Ruegg voted no on the following cases only: McCurdy, Carole A., P.N. 087412 (CASE #09-3555); Frazier, Megan L., R.N. 238621 (CASE #09-0090); Jackson, Douglas A., R.N. 329819 (CASE #10-3860); and Ford, Katrina B., R.N. 278065 (CASE #11-3219). Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the September 2011 Board Meeting.

HEARING EXAMINER REPORT AND RECOMMENDATION

Salinger, Cecily M., P.N. 129848 (CASE #10-1821)

Action: It was moved by Melissa Meyer, seconded by Tracy Ruegg, 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 Ordered that Cecily Salinger'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 subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years following reinstatement, and the temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SALINGER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SALINGER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **MS. SALINGER** shall submit documentation of her satisfactory completion of the basic supervision period imposed by the Butler County Common Pleas Court in Case No. CR2008-12-2139.
4. **Prior to requesting reinstatement by the Board, MS. SALINGER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SALINGER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SALINGER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
5. **MS. SALINGER** shall obtain a psychological evaluation from a Board-

approved psychiatrist and shall submit documentation from the psychiatrist to demonstrate that **MS. SALINGER** is capable of practicing according to acceptable and prevailing standards of safe nursing care. **MS. SALINGER** shall provide a copy of the Board's Order and the Notice of Opportunity for Hearing to the psychiatrist prior to the evaluation.

Reporting Requirements of MS. SALINGER

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

Following reinstatement, the suspension shall be stayed and MS. SALINGER's license and certificate of authority shall be subject to the following probationary terms, conditions, and limitations for a minimum

period of three (3) years.

1. **MS. SALINGER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SALINGER** 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. SALINGER** shall notify the Board.
4. **MS. SALINGER** shall have her employer(s), if working in a position where a nursing license is required; submit written reports regarding job performance on a quarterly basis. **MS. SALINGER** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date they were received. Further, **MS. SALINGER** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SALINGER

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

11. **MS. SALINGER** 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. SALINGER 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 or locum tenens; (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) as a volunteer.

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Patzer, Cheryl J., R.N. 147234 (CASE #10-5718)

Action: It was moved by J. Jane McFee, seconded by Delphenia Gilbert, 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 Ordered that Cheryl Patzer'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 subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years following reinstatement, and the permanent practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PATZER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PATZER** 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. PATZER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PATZER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PATZER'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. PATZER** 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: twenty (20) hours of Documentation and eight (8) hours of Ethics.

Monitoring

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

7. **MS. PATZER** shall provide the Board with satisfactory documentation of completion of an intensive outpatient alcohol treatment program or an alternative treatment program recommended and approved in advance by the Board. 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. PATZER's** license.
8. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. PATZER** 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. PATZER'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. PATZER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PATZER's** history.
9. Within thirty (30) days prior to **MS. PATZER** initiating drug screening, **MS. PATZER** 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. PATZER**.
10. After initiating drug screening, **MS. PATZER** 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. PATZER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. PATZER** 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. PATZER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. PATZER

12. **MS. PATZER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. PATZER** 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. PATZER** 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. PATZER** 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. PATZER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. PATZER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. PATZER** 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. PATZER** submits a written request for reinstatement; (2) the Board determines that **MS. PATZER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. PATZER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. PATZER** and review of the documentation specified in this Order.

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

1. **MS. PATZER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PATZER** 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. PATZER** 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. PATZER's** history. **MS. PATZER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. PATZER** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. PATZER** 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. PATZER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PATZER's** history.
6. **MS. PATZER** 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. PATZER** 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. PATZER** 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. PATZER** 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. PATZER** 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. PATZER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. PATZER** 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. PATZER** shall notify the Board.
11. **MS. PATZER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. PATZER** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. PATZER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. PATZER

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

Board.

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Eagle, Richard E., P.N. 106903 (CASE #09-6395)

Action: It was moved by Melissa Meyer, seconded by Delphenia Gilbert that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and Ordered that **RICHARD EAGLE'S** license to practice nursing as a licensed practical nurse in the State of Ohio be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the Temporary Practice Restrictions set forth below.

The rationale for the modification is the following:

The Board has determined that a longer period of monitoring is required in order to ensure that Mr. Eagle's practice as a nurse is not a threat to public safety.

MR. EAGLE shall be subject to the following probationary terms, conditions, and limitations for a minimum period of two (2) years.

1. **MR. EAGLE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. EAGLE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. Within ninety (90) days of the effective date of this Order, **MR. EAGLE** shall, at his 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. EAGLE** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MR. EAGLE** shall execute released to permit the chemical dependency profession to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion that includes diagnoses, recommendations for treatment and monitoring, and any additional restrictions that should be placed on **MR. EAGLE** license, and a statement as to whether **MR. EAGLE** is capable of practicing according to acceptable and prevailing standards of safe nursing care.
4. **MR. EAGLE** 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. EAGLE's** license.
5. Within ninety (90) days of the effective date of this Order, **MR. EAGLE** shall, at his expense, obtain a psychiatric evaluation by a Board approved

- psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. EAGLE** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MR. EAGLE** shall execute released to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion that includes diagnoses, recommendations for treatment and monitoring, and any additional restrictions that should be placed on **MR. EAGLE** license, and a statement as to whether **MR. EAGLE** is capable of practicing according to acceptable and prevailing standards of safe nursing care.
6. **MR. EAGLE** 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 psychiatrist's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. EAGLE's** license.
 7. Upon request by the Board or its designee, **MR. EAGLE** 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 the Board may request. After initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. EAGLE** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. EAGLE's** history.
 8. Within six (6) months of the effective date of this Order, **MR. EAGLE** shall pay a fine of five hundred (500) dollars 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.
 9. Within three (3) months of the effective date of this Order, **MS. EAGLE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. EAGLE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. EAGLE's** criminal records check reports to the Board.
 10. Within six (6) months of the effective date of this Order, **MR. EAGLE** shall submit satisfactory documentation of his successful completion of the following continuing nursing education: five (5) hours of Ethics; five (5) hours of Professionalism; a course on Domestic Violence; and one (1)

hour of Law and Rules.

Employment Conditions

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

Reporting Requirements of MR. EAGLE

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

Unless otherwise approved in advance by the Board or its designee, MR. EAGLE 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. EAGLE** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

Unless otherwise approved in advance by the Board or its designee, MR. EAGLE 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.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. EAGLE** has complied with all aspects of this Order; and (2) the Board determines that **MR. EAGLE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. EAGLE** and review of the reports as required herein. Any period during which **MR. EAGLE** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Jewell, Amy E., P.N. 121432 (CASE #10-1059)

Action: It was moved by J. Jane McFee, seconded by Patricia Hayek, that the Board accept all of the Findings of Fact and Conclusions of Law and modify the Recommendation in the Hearing Examiner's Report and Recommendation and Ordered that **AMY JEWELL'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 retroactive to April 2010, with the conditions for reinstatement set forth below, and subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years following reinstatement, and the temporary narcotic and temporary practice restrictions set forth below.

The rationale for the modification is as follows:

The evidence presented indicates that **MS. JEWELL** stole Tramadol to self-medicate for pain management issues related to an injury. The Board has determined that a fitness for duty physical examination is required in order to ensure that **MS. JEWELL** is receiving appropriate medical treatment and is not at risk to steal drugs to self-medicate.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. JEWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JEWELL** 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. JEWELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JEWELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. JEWELL'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. JEWELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Ethics; five (5) hours of Professionalism; thirty (30) hours of Chemical Dependency and Substance Abuse; and one (1) hour of Law and Rules.
5. **Prior to requesting reinstatement by the Board, MS. JEWELL** shall obtain a comprehensive physical examination from a physician approved in advance by the Board. The physician shall submit a written opinion to the Board stating whether **MS. JEWELL** is capable of practicing nursing in accordance with acceptable and prevailing standards of safe nursing care. Prior to the examination, **MS. JEWELL** shall provide the physician with a copy of this Order and the Notice of Opportunity for Hearing.

Monitoring

6. **MS. JEWELL** 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. JEWELL's** history. **MS. JEWELL** shall self-administer the prescribed

drugs only in the manner prescribed.

7. **MS. JEWELL** shall abstain completely from the use of alcohol.
8. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. JEWELL** 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. JEWELL'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. JEWELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JEWELL's** history.
9. Within thirty (30) days prior to **MS. JEWELL** initiating drug screening, **MS. JEWELL** 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. JEWELL**.
10. After initiating drug screening, **MS. JEWELL** 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. JEWELL** 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. JEWELL** 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. JEWELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. JEWELL

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

13. **MS. JEWELL** 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. JEWELL** 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. JEWELL** 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. JEWELL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. JEWELL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. JEWELL** 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. JEWELL** submits a written request for reinstatement; (2) the Board determines that **MS. JEWELL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. JEWELL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. JEWELL** and review of the documentation specified in this Order.

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

1. **MS. JEWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JEWELL** 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. JEWELL** 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. JEWELL's** history. **MS. JEWELL** shall self-administer prescribed drugs only in the manner prescribed.

4. **MS. JEWELL** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. JEWELL** 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. JEWELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JEWELL's** history.
6. **MS. JEWELL** 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. JEWELL** 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. JEWELL** 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. JEWELL** 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. JEWELL** 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. JEWELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. JEWELL** 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. JEWELL** shall notify the Board.
11. **MS. JEWELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job

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

Reporting Requirements of MS. JEWELL

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

Temporary Narcotic Restriction

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

substances, or mood altering drugs. In addition, **MS. JEWELL** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. JEWELL** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

DelPercio, Cora L., P.N. 099238 (CASE #09-5903)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, 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 Ordered that **CORA DELPERCIO'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 subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years following reinstatement, and the permanent narcotic and temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DELPERCIO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DELPERCIO** 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. DELPERCIO** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DELPERCIO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DELPERCIO'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. DELPERCIO** shall pay a fine of five hundred (500) dollars 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. DELPERCIO** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Ethics; five (5) hours of Professionalism; five (5) hours of Medication Administration; and one (1) hour of Law and Rules.

Reporting Requirements of MS. DELPERCIO

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

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

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

designee.

Treating Practitioners and Reporting

3. Within sixty (60) days of the execution of the probationary period, **MS. DELPERCIO** 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. DELPERCIO** 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.
4. **MS. DELPERCIO** 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. DELPERCIO** throughout the duration of this Order.
5. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. DELPERCIO** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MS. DELPERCIO

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

10. **MS. DELPERCIO** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
11. **MS. DELPERCIO** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
12. **MS. DELPERCIO** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. DELPERCIO** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. DELPERCIO** 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.
15. Prior to working as a nurse, if requested by the Board or its designee, **MS. DELPERCIO** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

BOARD HEARING COMMITTEE PANEL

Addison, Mike, R.N. 350264 (CASE #09-3130)

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, 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 Ordered that **MIKE ADDISON's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of six (6) months.

MR. ADDISON shall be subject to the following probationary terms, conditions, and limitations for a minimum period of six (6) months.

1. **MR. ADDISON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. ADDISON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. Upon request by the Board or its designee, **MR. ADDISON** shall, at his 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. ADDISON** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MR. ADDISON** shall execute released 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 that includes diagnoses, recommendations for treatment and monitoring, and any additional restrictions that should be placed on **MR. ADDISON** license, and a statement as to whether **MR. ADDISON** is capable of practicing according to acceptable and prevailing standards of safe nursing care.
4. **MR. ADDISON** 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. ADDISON's** license.
5. **MR. ADDISON** 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 the Board may request. After initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. ADDISON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. ADDISON's** history.
6. Upon request by the Board or its designee, **MR. ADDISON** 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. ADDISON** shall provide satisfactory documentation of such attendance to the Board.

Employment Conditions

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

Reporting Requirements of MR. ADDISON

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

FAILURE TO COMPLY

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

Motion adopted by majority vote of the Board with Judith Church, Patricia Hayek, Bertha Lovelace, J. Jane McFee and Tracy Ruegg abstaining.

Porter, Diane L., P.N. NCLEX (CASE #10-3525)

Action: It was moved by Melissa Meyer, seconded by Janet Arwood, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation and Ordered that **DIANE PORTER's** application for licensure by examination to practice nursing as a licensed practical nurse in the State of Ohio be Permanently Denied.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

Motion adopted by majority vote of the Board members with Judith Church, Bertha Lovelace, J. Jane McFee and Tracy Ruegg abstaining.

Smith, Jackie A., P.N. NCLEX (CASE #10-3136)

Action: It was moved by Susan Morano, seconded by Maryam Lyon, 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 Ordered that, upon successful completion of the application process, **JACKIE SMITH's** application for licensure by

examination to practice nursing as a licensed practical nurse in the State of Ohio be granted, and that once granted, **MR. SMITH's** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year.

REQUIREMENTS

After successfully completing the PN NCLEX examination and the licensure application process, MS. SMITH shall be subject to the following probationary terms, conditions, and limitations for a minimum period of one (1) year.

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.
3. Upon request by the Board or its designee, **MS. SMITH** shall, at her 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. SMITH** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. SMITH** shall execute released to permit the chemical dependency profession to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion that includes diagnoses, recommendations for treatment and monitoring, and any additional restrictions that should be placed on **MS. SMITH** license, and a statement as to whether **MS. SMITH** is capable of practicing according to acceptable and prevailing standards of safe nursing care.
4. **MS. SMITH** 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. SMITH's** license.
5. **MS. SMITH** 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 the Board may request. After initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day 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. SMITH**

shall be negative, expect for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SMITH's** history.

Employment Conditions

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

Reporting Requirements of MS. SMITH

8. **MS. SMITH** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. **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.
10. **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.
11. **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 Compliance Unit of the Board.
12. **MS. SMITH** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. SMITH** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. SMITH** 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.

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. SMITH** has complied with all aspects of this Order; and (2) the Board determines that **MS. SMITH** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SMITH** and review of the reports as required herein. Any period during which **MS. SMITH** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

Motion adopted by majority vote of the Board members with Judith Church, Bertha Lovelace, J. Jane McFee and Tracy Ruegg abstaining.

NO REQUEST FOR HEARING

Bangcuyo, Maureen S., R.N. 324488 (CASE #10-4537)

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that upon consideration of the charges stated against **MAUREEN ST. JOHN BANGCUYO** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. BANGCUYO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. BANGCUYO's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BANGCUYO's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BANGCUYO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BANGCUYO** 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. BANGCUYO** shall submit a request to the Bureau of Criminal Identification and Investigation

(BCII) to conduct a criminal records check of **MS. BANGCUYO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BANGCUYO'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. BANGCUYO** 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.

Monitoring

5. **MS. BANGCUYO** 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. BANGCUYO's** history. **MS. BANGCUYO** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. BANGCUYO** shall abstain completely from the use of alcohol.
7. **Prior to requesting reinstatement by the Board, MS. BANGCUYO** 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. BANGCUYO** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BANGCUYO** 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. BANGCUYO's** license, and a statement as to whether **MS. BANGCUYO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. BANGCUYO** 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. BANGCUYO's** license.
9. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. BANGCUYO** 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. BANGCUYO'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. BANGCUYO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BANGCUYO's** history.
10. Within thirty (30) days prior to **MS. BANGCUYO** initiating drug screening, **MS. BANGCUYO** 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. BANGCUYO**.
 11. After initiating drug screening, **MS. BANGCUYO** 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. BANGCUYO** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. BANGCUYO** 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. BANGCUYO** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BANGCUYO

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

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

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

5. During the probationary period, **MS. BANGCUYO** 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. BANGCUYO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BANGCUYO's** history.
6. **MS. BANGCUYO** 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. BANGCUYO** 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. BANGCUYO** 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. BANGCUYO** 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. BANGCUYO** 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. BANGCUYO** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BANGCUYO** 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. BANGCUYO** shall notify the Board.
11. **MS. BANGCUYO** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. BANGCUYO** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board,

along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. BANGCUYO** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. BANGCUYO

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

Temporary Narcotic Restriction

MS. BANGCUYO shall not administer, have access to, or possess (except as prescribed for **MS. BANGCUYO's** use by another so authorized by law who has full knowledge of **MS. BANGCUYO's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **one (1) year** in which **MS. BANGCUYO** is working in a position that requires a nursing

license. At any time after the one-year period previously described, **MS. BANGCUYO** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. BANGCUYO** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. BANGCUYO** shall not call in or order prescriptions or prescription refills.

Temporary Practice Restrictions

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

MS. BANGCUYO 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. BANGCUYO's** suspension shall be lifted and **MS. BANGCUYO's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. BANGCUYO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BANGCUYO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BANGCUYO** 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. BANGCUYO** has complied with all aspects of this Order; and (2) the Board determines that **MS. BANGCUYO** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BANGCUYO** and review of the reports as required herein. Any period during which **MS. BANGCUYO** 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 23rd day of September, 2011.

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

Clark, Angie L., R.N. 303902 (CASE #10-5358)

Action: It was moved by Delphenia Gilbert, seconded by Melissa Meyer, that upon consideration of the charges stated against **ANGIE LORAIN CLARK** in the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CLARK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. CLARK's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. CLARK's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CLARK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CLARK** 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. CLARK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CLARK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CLARK'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. CLARK** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: 15 hours of "Alcohol & Drug Abuse."

Monitoring

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

11. After initiating drug screening, **MS. CLARK** 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. CLARK** 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. CLARK** 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. CLARK** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MS. CLARK** 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. CLARK** 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. CLARK's** license, and a statement as to whether **MS. CLARK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. CLARK** 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. CLARK's** license.

Reporting Requirements of MS. CLARK

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

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

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

5. During the probationary period, **MS. CLARK** 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. CLARK** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CLARK's** history.
6. **MS. CLARK** 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. CLARK** 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. CLARK** 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. CLARK** 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. CLARK** 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. CLARK** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CLARK** 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. CLARK** shall notify the Board.
11. **MS. CLARK** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. CLARK** shall provide her employer(s) with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall have her employer(s) send

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

Reporting Requirements of MS. CLARK

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

Permanent Practice Restrictions

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

MS. CLARK 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. CLARK's** suspension shall be lifted and **MS. CLARK's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. CLARK** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CLARK** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. CLARK** 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. CLARK** has complied with all aspects of this Order; and (2) the Board determines that **MS. CLARK** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CLARK** and review of the reports as required herein. Any period during which **MS. CLARK** 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 23rd day of September, 2011.

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

Harris, Natasha, R.N. 249812 (CASE #10-5310)

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **NATASHA E. HARRIS** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HARRIS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. HARRIS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HARRIS's** license to practice nursing as a registered nurse

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HARRIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HARRIS** 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. HARRIS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HARRIS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HARRIS'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. HARRIS** 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. HARRIS's** history. **MS. HARRIS** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. HARRIS** shall abstain completely from the use of alcohol.
6. **Prior to requesting reinstatement by the Board, MS. HARRIS** 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. HARRIS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HARRIS** 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. HARRIS's** license, and a statement as to whether **MS. HARRIS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. HARRIS** 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. HARRIS's** license.

8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HARRIS** 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. HARRIS'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. HARRIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HARRIS's** history.
9. Within thirty (30) days prior to **MS. HARRIS** initiating drug screening, **MS. HARRIS** 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. HARRIS**.
10. After initiating drug screening, **MS. HARRIS** 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. HARRIS** 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. HARRIS** 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. HARRIS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. HARRIS

12. **MS. HARRIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation

or information directly to the Board.

13. **MS. HARRIS** 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. HARRIS** 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. HARRIS** 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. HARRIS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. HARRIS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. HARRIS** 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. HARRIS** submits a written request for reinstatement; (2) the Board determines that **MS. HARRIS** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. HARRIS** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. HARRIS** and review of the documentation specified in this Order.

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

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

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

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

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

Reporting Requirements of MS. HARRIS

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

Permanent Narcotic Restriction

MS. HARRIS shall not administer, have access to, or possess (except as prescribed for **MS. HARRIS's** use by another so authorized by law who has full

knowledge of **MS. HARRIS's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HARRIS** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HARRIS** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

MS. HARRIS 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. HARRIS's suspension shall be lifted and MS. HARRIS's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. HARRIS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HARRIS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HARRIS** 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. HARRIS** has complied with all aspects of this Order; and (2) the Board determines that **MS. HARRIS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HARRIS** and review of the reports as required herein. Any period during which **MS. HARRIS** 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 23rd day of September, 2011.

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

abstaining.

Krise, Jennifer L., P.N. 069033 (CASE #11-0004)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **JENNIFER KRISE** in the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. KRISE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. KRISE'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **JENNIFER KRISE** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #069033, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Leahy, Paula J., R.N. 286562 (CASE #08-3389)

Action: It was moved by Patricia Hayek, seconded by J. Jane McFee, that upon consideration of the charges stated against **PAULA J. LEAHY** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. LEAHY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing ORDERS that **MS. LEAHY'S** license to practice nursing as a registered nurse is hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations for a minimum period of one (1) year, set forth below.

MS. LEAHY shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. LEAHY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LEAHY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Within six (6) months of the effective date of this Order, MS. LEAHY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: five (5) hours of Cannabis Abuse & Dependence; 2.7 hours of Law and Rules.

Monitoring

4. Upon the request of the Board or its designee, and within three (3) months of that request, **MS. LEAHY** 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. LEAHY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. LEAHY** 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. LEAHY's** license, and a statement as to whether **MS. LEAHY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care
5. If a chemical dependency evaluation is requested, **MS. LEAHY** 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. LEAHY** license.
6. **MS. LEAHY** 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. LEAHY's** history. **MS. LEAHY** shall self-administer prescribed drugs only in the manner prescribed.
7. **MS. LEAHY** shall abstain completely from the use of alcohol.
8. Within forty-five (45) days of the effective date of this Order, and during the probationary period, **MS. LEAHY** 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. LEAHY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LEAHY's** history.
9. **MS. LEAHY** 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. LEAHY** 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

10. Prior to initiating screens, **MS. LEAHY** 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. LEAHY** 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.
11. **MS. LEAHY** 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. LEAHY** throughout the duration of this Order.
12. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. LEAHY** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MS. LEAHY

15. **MS. LEAHY** shall sign release of information forms allowing health professionals and other organizations to submit the requested

documentation directly to the Board.

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

FAILURE TO COMPLY

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

This ORDER shall become effective immediately upon the date of mailing

indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Martin, Tracie A., P.N. 131204 (CASE #10-3219)

Action: It was moved by Janet Arwood, seconded by Delphenia Gilbert, that upon consideration of the charges stated against **TRACIE ANN MARTIN** in the September 24, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MARTIN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. MARTIN's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MARTIN's** license 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 Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MARTIN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MARTIN** 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. MARTIN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MARTIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MARTIN'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. MARTIN** 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. MARTIN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the

following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: eight (8) hours of Patient Advocacy and Ethics, and 1.5 hours of Law and Rules on Scope of Practice.

Reporting Requirements of MS. MARTIN

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

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

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

2. **MS. MARTIN** 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. MARTIN** shall notify the Board.
4. **MS. MARTIN** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. MARTIN** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. MARTIN** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. MARTIN

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

Permanent Practice Restrictions

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

MS. MARTIN 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. MARTIN's suspension shall be lifted and MS. MARTIN's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. MARTIN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MARTIN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MARTIN** 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. MARTIN** has complied with all aspects of this Order; and (2) the Board determines that **MS. MARTIN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MARTIN** and review of the reports as required herein. Any period during which **MS. MARTIN** 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 23rd day of September, 2011.

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

Pahoresky, Tawny L., P.N. NCLEX (CASE #10-3948)

Action: It was moved by J. Jane McFee, seconded by Delphenia Giblert, that upon consideration of the charges stated against **TAWNY L. PAHORESKY** in the May 20, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PAHORESKY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. PAHORESKY'S** application for licensure by examination to practice nursing as a licensed practical nurse shall be hereby granted, and that **MS. PAHORESKY'S** license to practice as a licensed practical nurse in the State of Ohio is **Reprimanded** and **Fined**.

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Pownell, Bonnie E., R.N. 258879 (CASE #10-5529)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **BONNIE E. POWNELL** in the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. POWNELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. POWNELL'S** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. POWNELL'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. POWNELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. POWNELL** 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. POWNELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. POWNELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. POWNELL'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. POWNELL** 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. POWNELL's** history. **MS. POWNELL** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. POWNELL** shall abstain completely from the use of alcohol.
6. **Prior to requesting reinstatement by the Board, MS. POWNELL** 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. POWNELL** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. POWNELL** 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. POWNELL's** license, and a statement as to whether **MS. POWNELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. POWNELL** 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. POWNELL's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. POWNELL** 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. POWNELL'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. POWNELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. POWNELL's** history.
9. Within thirty (30) days prior to **MS. POWNELL** initiating drug screening, **MS. POWNELL** 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. POWNELL**.
 10. After initiating drug screening, **MS. POWNELL** 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. POWNELL** 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. POWNELL** 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. POWNELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. POWNELL

12. **MS. POWNELL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. POWNELL** 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. POWNELL** 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. POWNELL** 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. POWNELL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. POWNELL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. POWNELL** 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. POWNELL** submits a written request for reinstatement; (2) the Board determines that **MS. POWNELL** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. POWNELL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. POWNELL** and review of the documentation specified in this Order.

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

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

6. **MS. POWNELL** 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. POWNELL** 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. POWNELL** 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. POWNELL** 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. POWNELL** 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. POWNELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. POWNELL** 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. POWNELL** shall notify the Board.
11. **MS. POWNELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. POWNELL** shall provide her employer(s) with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received. Further,

MS. POWNELL is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. POWNELL

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. POWNELL 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. POWNELL's suspension shall be lifted and MS. POWNELL's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. POWNELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. POWNELL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. POWNELL** 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. POWNELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. POWNELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. POWNELL** and review of the reports as required herein. Any period during which **MS. POWNELL** 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 23rd day of September, 2011.

Sullivan, Dawn Y., P.N. 085811 (CASE #09-0529)

Action: It was moved by Susan Morano, seconded by Maryam Lyon, that upon consideration of the charges stated against **DAWN Y. SULLIVAN** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SULLIVAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that

MS. SULLIVAN's license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SULLIVAN's** license 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. SULLIVAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SULLIVAN** 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. SULLIVAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SULLIVAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SULLIVAN'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. SULLIVAN** 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. SULLIVAN's** history. **MS. SULLIVAN** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. SULLIVAN** shall abstain completely from the use of alcohol.
6. **Prior to requesting reinstatement by the Board, MS. SULLIVAN** 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. SULLIVAN** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SULLIVAN** 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. SULLIVAN's** license, and a statement as to whether **MS.**

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

7. **MS. SULLIVAN** 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. SULLIVAN's** license.
8. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SULLIVAN** 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. SULLIVAN'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. SULLIVAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SULLIVAN's** history.
9. Within thirty (30) days prior to **MS. SULLIVAN** initiating drug screening, **MS. SULLIVAN** 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. SULLIVAN**.
10. After initiating drug screening, **MS. SULLIVAN** 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. SULLIVAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SULLIVAN** 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. SULLIVAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

12. **Prior to requesting reinstatement by the Board, MS. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN's** license, and a statement as to whether **MS. SULLIVAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MS. SULLIVAN** 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. SULLIVAN's** license.

Reporting Requirements of MS. SULLIVAN

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

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

1. **MS. SULLIVAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN's** history. **MS. SULLIVAN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SULLIVAN** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. SULLIVAN** 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. SULLIVAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SULLIVAN's** history.
6. **MS. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN** 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. SULLIVAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SULLIVAN** 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. SULLIVAN** shall notify the Board.
11. **MS. SULLIVAN** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. SULLIVAN** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. SULLIVAN** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SULLIVAN

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. SULLIVAN 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. SULLIVAN's suspension shall be lifted and MS. SULLIVAN's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SULLIVAN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SULLIVAN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SULLIVAN** 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. SULLIVAN** has complied with all aspects of this Order; and (2) the Board determines that **MS. SULLIVAN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SULLIVAN** and review of the reports as required herein. Any period during which **MS. SULLIVAN** 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 23rd day of September, 2011.

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

Tuttle, Bobbie J., MAC 00104 (CASE #10-0793)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **BOBBIE JO TUTTLE** in the November 19, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. TUTTLE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. TUTTLE'S** certificate to administer medications as a certified medication aide is hereby **PERMANENTLY REVOKED**.

The Board further Orders **BOBBIE JO TUTTLE** to surrender her frameable wall certificate for her certificate to administer medications as a certified medication aide, MA-C #00104, immediately.

This ORDER shall become effective immediately upon the date of mailing

indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

VanCuren, Chelsea N., P.N. 134222 (CASE #10-5237)

Action: It was moved by Melissa Meyer, seconded by Janet Arwood, that upon consideration of the charges stated against **CHELSEA N. VANCUREN** in the May 20, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. VANCUREN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. VANCUREN'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **CHELSEA N. VANCUREN** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #134222, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Alley, Lisa M., P.N. 111133 (CASE #10-4293)

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **LISA MARIE ALLEY** in the November 19, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. ALLEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. ALLEY'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **LISA MARIE ALLEY** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #111133, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Carroll, Nicholas, P.N. 120537 (CASE #11-0293)

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that upon consideration of the charges stated against **NICHOLAS SHANE CARROLL** in

the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. CARROLL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. CARROLL's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MR. CARROLL's** license shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. CARROLL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. CARROLL** 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. CARROLL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. CARROLL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. CARROLL'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. CARROLL** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MR. CARROLL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: five (5) hours of Cannabis Use, Abuse & Dependence.

Monitoring

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

12. After initiating drug screening, **MR. CARROLL** 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. CARROLL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. CARROLL** 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. CARROLL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. CARROLL

14. **MR. CARROLL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MR. CARROLL** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
16. **MR. CARROLL** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
17. **MR. CARROLL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
18. **MR. CARROLL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MR. CARROLL** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MR. CARROLL** 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. CARROLL** submits a written request for reinstatement; (2) the Board determines that **MR. CARROLL** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. CARROLL** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. CARROLL** and review of the documentation specified in this Order.

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

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

Employment Conditions

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

Reporting Requirements of MR. CARROLL

12. **MR. CARROLL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. CARROLL** 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. CARROLL** 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. CARROLL** 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. CARROLL** 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. CARROLL** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. CARROLL** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. CARROLL** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MR. CARROLL shall not administer, have access to, or possess (except as prescribed for **MR. CARROLL's** use by another so authorized by law who has full knowledge of **MR. CARROLL's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **six (6) months** in which **MR. CARROLL** is working in a position that requires a nursing license. At any time after the six-month period previously described, **MR. CARROLL** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MR. CARROLL** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. CARROLL** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

MR. CARROLL 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. CARROLL's** suspension shall be lifted and **MR. CARROLL's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. CARROLL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. CARROLL** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. CARROLL** 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. CARROLL** has complied with all aspects of this Order; and (2) the Board determines that **MR. CARROLL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. CARROLL** and review of the reports as required herein. Any period during which **MR. CARROLL** 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 23rd day of September, 2011.

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

Haller, Shannon R., P.N. 090351 (CASE #10-2665)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **SHANNON HALLER** in the March 18, 2011 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HALLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. HALLER'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **SHANNON HALLER** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #090351, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Metzler, Madonna L., P.N. 106133 (CASE #10-2359)

Action: It was moved by Melissa Meyer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **MADONNA LYNN METZLER** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. METZLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. METZLER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. METZLER's** license shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: thirty (30) hours of Critical Thinking In Nursing; thirty (30) hours of Home Health Nursing; twenty (20) hours of Professional Boundaries & Boundary Violations; and twelve (12) hours of Conflict Resolution.

Monitoring

6. **Prior to requesting reinstatement by the Board, MS. METZLER** 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. METZLER** 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. METZLER's** license, and a statement as to whether **MS. METZLER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. METZLER** 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. METZLER's** license.

Reporting Requirements of MS. METZLER

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

12. **MS. METZLER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
13. **MS. METZLER** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. METZLER** 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. METZLER** submits a written request for reinstatement; (2) the Board determines that **MS. METZLER** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. METZLER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. METZLER** and review of the documentation specified in this Order.

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

1. **MS. METZLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. METZLER** 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. METZLER** shall notify the Board.
4. **MS. METZLER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. METZLER** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. METZLER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. METZLER

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

Permanent Practice Restrictions

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

MS. METZLER 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. METZLER's suspension shall be lifted and MS. METZLER's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. METZLER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. METZLER** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. METZLER** 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. METZLER** has complied with all aspects of this Order; and (2) the Board determines that **MS. METZLER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. METZLER** and review of the reports as required herein. Any period during which **MS. METZLER** 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 23rd day of September, 2011.

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

Miller, Brock J., P.N. 119529 (CASE #08-4235)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **BROCK JAYSON MILLER** in the March 18, 2011 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. MILLER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. MILLER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MR. MILLER's** license shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. MILLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MILLER** 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. MILLER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MILLER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. MILLER'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. **MR. MILLER** 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. MILLER's** history. **MR. MILLER** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MR. MILLER** shall abstain completely from the use of alcohol.
6. **Prior to requesting reinstatement by the Board, MR. MILLER** 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. MILLER** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MR. MILLER** 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. MILLER's** license, and a statement as to whether **MR. MILLER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MR. MILLER** 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. MILLER's** license.

8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. MILLER** 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. MILLER'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. MILLER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MILLER's** history.
9. Within thirty (30) days prior to **MR. MILLER** initiating drug screening, **MR. MILLER** 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. MILLER**.
10. After initiating drug screening, **MR. MILLER** 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. MILLER** 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, MR. MILLER** 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. MILLER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. MILLER

12. **MR. MILLER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MR. MILLER** 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. MILLER** 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. MILLER** 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. MILLER** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. MILLER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. MILLER** 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. MILLER** submits a written request for reinstatement; (2) the Board determines that **MR. MILLER** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. MILLER** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MR. MILLER** and review of the documentation specified in this Order.

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

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MR. MILLER** shall notify the Board.
11. **MR. MILLER** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MR. MILLER** shall provide his employer(s) with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing and shall have his employer(s) send documentation to the Board, along with the first employer report, of

receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received. Further, **MR. MILLER** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MR. MILLER

12. **MR. MILLER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. MILLER** 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. MILLER** 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. MILLER** 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. MILLER** 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. MILLER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. MILLER** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. MILLER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

MR. MILLER shall not administer, have access to, or possess (except as prescribed for **MR. MILLER's** use by another so authorized by law who has full knowledge of **MR. MILLER's** history) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **one (1) year** in which **MR. MILLER** is working in a position that requires a nursing license. At any time after the one-year period previously described, **MR. MILLER** may

submit a written request to the Board to have this restriction re-evaluated. In addition, **MR. MILLER** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. MILLER** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

MR. MILLER 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. MILLER's suspension shall be lifted and MR. MILLER's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. MILLER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. MILLER** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. MILLER** 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. MILLER** has complied with all aspects of this Order; and (2) the Board determines that **MR. MILLER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. MILLER** and review of the reports as required herein. Any period during which **MR. MILLER** 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 23rd day of September, 2011.

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

Mussell, Heather, P.N. 116113 (CASE #10-0442)

Action: It was moved with Rhonda Barkheimer, seconded by Maryam Lyon, that upon consideration of the charges stated against **HEATHER MUSSELL** in the March 18, 2011 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MUSSELL** 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 ORDERS that **MS. MUSSELL's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MUSSELL's** license 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. MUSSELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MUSSELL** 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. MUSSELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MUSSELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MUSSELL'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. MUSSELL** shall submit documentation of her full compliance with the terms and conditions imposed by the Lorain County Court of Common Pleas in Case Number 10-CR-80983.

Monitoring

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

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

Reporting Requirements of MS. MUSSELL

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

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

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

1. **MS. MUSSELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MUSSELL** 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. MUSSELL** 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. MUSSELL's** history. **MS. MUSSELL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MUSSELL** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. MUSSELL** 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. MUSSELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MUSSELL's** history.
6. **MS. MUSSELL** 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. MUSSELL** 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. MUSSELL** 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. MUSSELL** 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. MUSSELL** 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. MUSSELL** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MUSSELL** 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. MUSSELL** shall notify the Board.
11. **MS. MUSSELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. MUSSELL** shall provide her employer(s) with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received. Further, **MS. MUSSELL** 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 employment.

Reporting Requirements of MS. MUSSELL

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

automatically suspended if it appears to the Board that **MS. MUSSELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MUSSELL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MUSSELL** 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. MUSSELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. MUSSELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MUSSELL** and review of the reports as required herein. Any period during which **MS. MUSSELL** 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 23rd day of September, 2011.

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

Peters, Judith A., R.N. 108097 (CASE #10-3512)

Action: It was moved by J. Jane McFee, seconded by Patricia Hayek, that upon consideration of the charges stated against **JUDITH A. PETERS** in the March 18, 2011 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PETERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. PETERS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PETERS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Monitoring

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

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

Reporting Requirements of MS. PETERS

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

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

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

DURATION

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

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

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

Monitoring

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

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

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. PETERS

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. PETERS shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs

providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. PETERS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PETERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PETERS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PETERS** and review of the reports as required herein. Any period during which **MS. PETERS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Rader, Krista M., P.N. 106861 (CASE #11-0235)

Action: It was moved by Rhonda Barkheimer, seconded by Janet Arwood, that upon consideration of the charges stated against **KRISTA MARIE RADER** in the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. RADER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. RADER'S** license to practice nursing as a licensed

practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **KRISTA MARIE RADER** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #106861, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Richmond, Ronika L., P.N. 118764 (CASE #11-0547)

Action: It was moved by Janet Arwood, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **RONIKA LEE RICHMOND** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. RICHMOND** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. RICHMOND'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **RONIKA LEE RICHMOND** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #118764, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Smith, Dustin J., R.N. 315093 (CASE #10-4579)

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that upon consideration of the charges stated against **DUSTIN JAMES SMITH** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. SMITH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MR. SMITH'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **DUSTIN JAMES SMITH** to surrender his frameable wall certificate for his registered nurse license R.N. #315093, immediately.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Vacha, Michelle L., P.N. 133436 (CASE #11-0426)

Action: It was moved by Janet Arwood, seconded by Melissa Meyer, that upon consideration of the charges stated against **MICHELLE LYNN VACHA** in the May 20, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. VACHA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. VACHA's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. VACHA's** license 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. VACHA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. VACHA** 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. VACHA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. VACHA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. VACHA'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. VACHA** 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. VACHA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date

of this Order: fifteen (15) hours of Ethical Decision Making; six (6) hours of Professional Nursing Practice: Nurse Practice Acts, Professional Standards, And Code Of Ethics; and thirty (30) hours of Professional Ethics.

Monitoring

6. **Prior to requesting reinstatement by the Board, MS. VACHA** 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. VACHA** 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. VACHA's** license, and a statement as to whether **MS. VACHA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. VACHA** 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. VACHA's** license.

Reporting Requirements of MS. VACHA

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

13. **MS. VACHA** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. VACHA** 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. VACHA** submits a written request for reinstatement; (2) the Board determines that **MS. VACHA** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. VACHA** is able to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. VACHA** and review of the documentation specified in this Order.

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

1. **MS. VACHA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. VACHA** 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. VACHA** shall notify the Board.
4. **MS. VACHA** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. VACHA** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. VACHA** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. VACHA

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

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

Temporary Practice Restrictions

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

MS. VACHA 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. VACHA's suspension shall be lifted and MS. VACHA's

license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. VACHA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. VACHA** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. VACHA** 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. VACHA** has complied with all aspects of this Order; and (2) the Board determines that **MS. VACHA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. VACHA** and review of the reports as required herein. Any period during which **MS. VACHA** 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 23rd day of September, 2011.

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

Valter, Amberly D., P.N. 107010 (CASE #10-2304)

Action: It was moved by Susan Morano, seconded by Maryam Lyon, that upon consideration of the charges stated against **AMBERLY DAWN VALTER** in the March 18, 2011 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. VALTER** 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 ORDERS that **MS. VALTER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. VALTER** shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to seeking reinstatement by the Board, MS. VALTER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. VALTER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. VALTER'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. VALTER** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education, or other comparable courses approved in advance by the Board, taken subsequent to the effective date of this Order: ten (10) hours of Ethics, and fifteen (15) hours of Professionalism.

Monitoring

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

9. **For a minimum, continuous period of two (2) years immediately prior to seeking reinstatement, MS. VALTER** 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. VALTER'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. VALTER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. VALTER's** history.
10. Within thirty (30) days prior to **MS. VALTER** initiating drug screening, **MS. VALTER** 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. VALTER**.
11. After initiating drug screening, **MS. VALTER** 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. VALTER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of two (2) years immediately prior to seeking reinstatement, MS. VALTER** 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. VALTER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. VALTER

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

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

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

5. During the probationary period, **MS. VALTER** 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. VALTER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. VALTER's** history.
6. **MS. VALTER** 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. VALTER** 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. VALTER** 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. VALTER** 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. VALTER** 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. VALTER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. VALTER** 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. VALTER** shall notify the Board.
11. **MS. VALTER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. VALTER** shall provide her employer(s) with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall have her employer(s) send

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

Reporting Requirements of MS. VALTER

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

Temporary Narcotic Restriction

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

prescriptions or prescription refills.

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Weber, Shannon M., P.N. 102673 (CASE #11-0031)

Action: It was moved by Rhonda Barkheimer, seconded by Janet Arwood, that upon consideration of the charges stated against **SHANNON MARIE WEBER** in the February 14, 2011 Order of Summary Suspension and Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WEBER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. WEBER'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **SHANNON MARIE WEBER** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #102673, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

White, Tammy D., P.N. 114293 (CASE #09-5861)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **TAMMY DARLENE WHITE** in the March 18, 2011 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board dismisses, in part, the factual allegations contained in Item 1.a., Page 2, stating, "and (B)(13)," and the legal citation, Section 4723.28(B)(13).

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

The Board further Orders **TAMMY DARLENE WHITE** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #114293, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Marks, Brandy S., P.N. 133626 (CASE #10-5854)

Action: It was moved by Delphenia Gilbert, seconded by Melissa Meyer, that upon consideration of the charges stated against **BRANDY S. MARKS** in the

March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MARKS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. MARKS's** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **BRANDY S. MARKS** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #133626, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Ray, Sharon R., P.N. 103162 (CASE #10-4201)

Action: It was moved by Patricia Hayek, seconded by J. Jane McFee, that upon consideration of the charges stated against **SHARON RENEA RAY** in the February 3, 2011 Notice of Immediate Suspension and Opportunity for Hearing, and the March 18, 2011 Notice of Opportunity for Hearing, and evidence supporting the charges, the Board finds that **MS. RAY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices. The Ohio Board of Nursing ORDERS that **MS. RAY'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **SHARON RENEA RAY** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #103162, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Thomas, Cherie A., R.N. 343110 (CASE #10-3263)

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that upon consideration of the charges stated against **CHERIE ANN THOMAS** in the March 18, 2011 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. THOMAS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. THOMAS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following

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

Monitoring

4. **MS. THOMAS** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THOMAS's** history. **MS. THOMAS** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. THOMAS** shall abstain completely from the use of alcohol.
6. **Prior to requesting reinstatement by the Board, MS. THOMAS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. THOMAS** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. THOMAS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. THOMAS's** license, and a statement as to whether **MS. THOMAS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. THOMAS

12. **MS. THOMAS** shall sign release of information forms allowing health

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

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

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. THOMAS

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

Board monitoring, based upon an interview with **MS. THOMAS** and review of the reports as required herein. Any period during which **MS. THOMAS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Caldwell, April L., P.N. 124912 (CASE #10-3111)

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that upon consideration of the charges stated against **APRIL LAVON CALDWELL** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CALDWELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. CALDWELL's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. CALDWELL** 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. CALDWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CALDWELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to seeking reinstatement by the Board, MS. CALDWELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CALDWELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CALDWELL'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. CALDWELL** 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.

Monitoring

5. **MS. CALDWELL** 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. CALDWELL's** history. **MS. CALDWELL** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. CALDWELL** shall abstain completely from the use of alcohol.
7. **Prior to seeking reinstatement by the Board, MS. CALDWELL** 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. CALDWELL** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CALDWELL** 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. CALDWELL's** license, and a statement as to whether **MS. CALDWELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. CALDWELL** 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. CALDWELL's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. CALDWELL** 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. CALDWELL'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. CALDWELL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CALDWELL's** history.

10. Within thirty (30) days prior to **MS. CALDWELL** initiating drug screening, **MS. CALDWELL** 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. CALDWELL**.
11. After initiating drug screening, **MS. CALDWELL** 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. CALDWELL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to seeking reinstatement, MS. CALDWELL** 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. CALDWELL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. CALDWELL

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

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

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

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

6. **MS. CALDWELL** 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. CALDWELL** 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. CALDWELL** 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. CALDWELL** 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. CALDWELL** 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. CALDWELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CALDWELL** 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. CALDWELL** shall notify the Board.
11. **MS. CALDWELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. CALDWELL** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. CALDWELL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. CALDWELL

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Albillar, Brett M., R.N. Endorse (CASE #10-4996)

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that upon consideration of the charges stated against **BRETT M. ALBILLAR** in the January 21, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. ALBILLAR** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MR. ALBILLAR'S** application for licensure by endorsement to practice nursing as a registered nurse is hereby **DENIED**.

This ORDER shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Spino, Sandra M., R.N. 263226, NP 03489, RX 03489 (CASE #09-2550)

Action: It was moved by Tracy Ruegg, seconded by Janet Arwood, that upon consideration of the charges stated against **SANDRA MARIE SPINO** in the March 18, 2011 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SPINO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. SPINO's** Certificate of Authority to practice as a Nurse Practitioner is **Permanently Revoked** and by operation of law, **MS. SPINO's** Certificate to Prescribe is automatically **Permanently Revoked**. The Ohio Board of Nursing further ORDERS that **MS. SPINO's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SPINO'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 Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SPINO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPINO** 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. SPINO** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SPINO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SPINO'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. SPINO** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Reporting Requirements of MS. SPINO

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

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

1. **MS. SPINO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SPINO** 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. SPINO** shall notify the Board.
4. **MS. SPINO** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis. **MS. SPINO** shall provide her employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received. Further, **MS. SPINO** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. SPINO

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

approved in advance by the Board.

Permanent Practice Restrictions

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

MS. SPINO 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. SPINO's suspension shall be lifted and MS. SPINO's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. SPINO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SPINO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SPINO** 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. SPINO** has complied with all aspects of this Order; and (2) the Board determines that **MS. SPINO** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SPINO** and review of the reports as required herein. Any period during which **MS. SPINO** 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 23rd day of September, 2011.

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

Barlett, Christopher A., R.N. 339330 (CASE #09-3588)

Action: It was moved by Judith Church, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **CHRISTOPHER A. BARLETT** in the September 24, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. BARLETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. BARLETT's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. BARLETT'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. **MR. BARLETT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. BARLETT** 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. BARLETT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **CHRISTOPHER A. BARLETT** and **CHRISTOPHER A. BARLETTA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit these criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records checks, including the FBI checks, have been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. BARLETT** 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.

Monitoring

5. **MR. BARLETT** 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. BARLETT's** history. **MR. BARLETT** shall self-administer the prescribed

drugs only in the manner prescribed.

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

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

Reporting Requirements of MR. BARLETT

17. **MR. BARLETT** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
18. **MR. BARLETT** 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.
19. **MR. BARLETT** 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. **MR. BARLETT** 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. **MR. BARLETT** 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. **MR. BARLETT** shall verify that the reports and documentation required by this Order are received in the Board office.
23. **MR. BARLETT** 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. BARLETT** submits a written request for reinstatement; (2) the Board determines that **MR. BARLETT** has complied with all conditions of

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

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

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

Employment Conditions

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

Reporting Requirements of MR. BARLETT

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MR. BARLETT 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. BARLETT's suspension shall be lifted and MR. BARLETT's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. BARLETT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. BARLETT** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. BARLETT** 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. BARLETT** has complied with all aspects of this Order; and (2) the Board determines that **MR. BARLETT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. BARLETT** and review of the reports as required herein. Any period during which **MR. BARLETT** 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 23rd day of September, 2011.

Motion adopted by majority vote of the Board members with Patricia Hayek abstaining.

DEFAULT ORDERS

Dostal, Joyce L., R.N. 219504 (CASE #07-2932)

Action: It was moved by Melissa Meyer, seconded by Delphenia Gilbert, that the Board find that that **MS. DOSTAL** has admitted the truth of the allegations set forth in the April 11, 2011 Examination Order issued to **MS. DOSTAL** and that **MS. DOSTAL** is impaired. The Board ORDERS that **MS. DOSTAL's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. DOSTAL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOSTAL** 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. DOSTAL** shall, at her own expense, submit to a psychiatric examination, specifically addressing her mental capacity to function in a

clinical nursing capacity, by Dr. Richard Friedell, Comprehensive Psychiatric Services, Inc. (hereinafter "Dr. Friedell"), located at 24400 Highpoint Road, Suite 6, Beachwood, Ohio 44122. Prior to the evaluation, **MS. DOSTAL** shall provide the Examiner with a copy of this Order and the April 11, 2011 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. DOSTAL's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. DOSTAL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MS. DOSTAL** 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 psychiatric or other mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. DOSTAL** 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. DOSTAL

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

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

Should **MS. DOSTAL** 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.

This Order shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Yeager, Terrell L., P.N. endorse (CASE #09-1758)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board find that that **MR. YEAGER** has admitted the truth of the allegations set forth in the February 8, 2011 Examination Order issued to **MR. YEAGER** and that **MR. YEAGER** is impaired. The Board ORDERS that **MR. YEAGER's** Application is hereby denied, with conditions for reapplication for licensure:

CONDITIONS FOR REAPPLICATION FOR INITIAL LICENSURE

1. **MR. YEAGER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. YEAGER** 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. YEAGER** shall, at his own expense, submit to a chemical dependency examination, specifically addressing his ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Dr., Newark, Ohio 43055 (Examiner). Prior to the evaluation, **MR. YEAGER** shall provide the Examiner with a copy of this Order and the February 8, 2011 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. YEAGER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. YEAGER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MR. YEAGER** may submit a new application for licensure by endorsement to practice nursing as a licensed practical nurse following the Board's receipt of the Examiner's written opinion. Prior to the Board granting **MR. YEAGER** a license, **MR. YEAGER** 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 or other treatment or evaluation recommended by the Examiner, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. YEAGER** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of MR. YEAGER

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

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

Should **MR. YEAGER** 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.**

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

McGlosson, Bradley D., P.N. NCLEX (CASE #10-5687)

Action: It was moved by Melissa Meyer, seconded by Delphenia Gilbert, that the Board find that that **MR. MCGLOSSON** has admitted the truth of the allegations set forth in the May 5, 2011 Examination Order issued to **MR. MCGLOSSON** and that **MR. MCGLOSSON** is impaired. The Board ORDERS that **MR. MCGLOSSON's** Application is hereby denied, with conditions for reapplication for initial licensure:

CONDITIONS FOR REAPPLICATION FOR INITIAL LICENSURE

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

2. **MR. MCGLOSSON** 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. MCGLOSSON** shall, at his own expense, submit to a comprehensive behavioral examination, specifically addressing his ability to maintain professional boundaries, and the ability to function in a clinical nursing capacity, by Levine, Risen & Associates, Inc. 23230 Chagrin Blvd., Suite 350, Beachwood, Ohio 44122 (Examiner). Prior to the evaluation, **MR. MCGLOSSON** shall provide the Examiner with a copy of this Order and the May 5, 2011 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. MCGLOSSON's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. MCGLOSSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. MCGLOSSON** may submit a new application for licensure to practice nursing as a licensed practical nurse by examination following the Board's receipt of the Examiner's written opinion. Upon re-applying, and meeting all the requirements for licensure, **MR. MCGLOSSON** may be authorized to take the NCLEX-PN. Prior to the Board authorizing **MR. MCGLOSSON** to take the NCLEX, **MR. MCGLOSSON** 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 or other treatment or evaluation recommended by the Examiner, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. MCGLOSSON** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of MR. MCGLOSSON

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

Should **MR. MCGLOSSON** 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.**

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

McGee, Sherrie, P.N. 046339 (CASE #08-2079)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the allegations contained in the October 26, 2010 examination order and the findings contained in the May 2011 Default Order, the Board finds that **MS. MCGEE** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2011 Default Order, and the Board orders that **MS. MCGEE's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 20, 2011, with conditions for reinstatement set forth in the May 2011 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Yost, Andrea A., P.N. 125567 (CASE #10-0787)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the allegations contained in the October 29, 2010 examination order and the findings contained in the May 2011 Default Order, the Board finds that **MS. YOST** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2011 Default Order, and the Board orders that **MS. YOST's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 20, 2011, with conditions for reinstatement set forth in the May 2011 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Edison, Barbara A., P.N. 072027 (CASE #09-3611)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the allegations contained in the July 20, 2010 examination order and the findings contained in the May 2011 Default Order, the Board finds that **MS. EDISON** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2011 Default Order, and the Board orders that **MS. EDISON's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 20, 2011, with conditions for reinstatement set forth in the May 2011 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Robinson, Deidre L., P.N. 046337 (CASE #08-2495)

Action: It was moved by Tracy Ruegg, seconded by J.Jane McFee, that upon consideration of the allegations contained in the October 25, 2010 examination order and the findings contained in the May 2011 Default Order, the Board finds that **MS. ROBINSON** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2011 Default Order, and the Board orders that **MS. ROBINSON's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 20, 2011, with conditions for reinstatement set forth in the May 2011 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Blechinger, Storm I., P.N. 124138 (CASE #09-5704 and #10-2415)

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that the Board find that **MS. BLECHINGER** 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.

In accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that that **MS. BLECHINGER** has admitted the truth of the allegations set forth in the October 28, 2010 Examination Order issued to **MS. BLECHINGER** and that **MS. BLECHINGER** is impaired. The Board ORDERS that **MS. BLECHINGER's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. BLECHINGER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BLECHINGER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **Prior to requesting reinstatement by the Board, MS. BLECHINGER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BLECHINGER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BLECHINGER'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. **MS. BLECHINGER** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Drive, Newark, Ohio 43055. Prior to the evaluation, **MS. BLECHINGER** shall provide the Examiner with a copy of this Order and the October 28, 2010 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. BLECHINGER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. BLECHINGER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. BLECHINGER** 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, psychiatric or other mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 4., above. If the Board and **MS. BLECHINGER** 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

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

10. **MS. BLECHINGER** 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. BLECHINGER** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. BLECHINGER** 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. BLECHINGER** is hereby informed that **MS. BLECHINGER** is entitled to a hearing on this matter. If **MS. BLECHINGER** 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. BLECHINGER is hereby further informed that, if **MS. BLECHINGER** timely requests a hearing, **MS. BLECHINGER** is entitled to appear at such hearing in person, by **MS. BLECHINGER's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. BLECHINGER** may present **MS. BLECHINGER's** position, arguments, or contentions in writing. At the hearing **MS. BLECHINGER** may also present evidence and examine witnesses appearing for and against **MS. BLECHINGER**.

Should **MS. BLECHINGER** 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.**

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Dunn, Kristen J., P.N. 134779 (CASE #10-3649)

Action: It was moved by Tracy Ruegg, seconded by Susan Morano, that the Board find that **MS. DUNN** 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.

In accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing finds that that **MS. DUNN** has admitted the truth of the allegations set forth in the February 15, 2011 Examination Order issued to **MS.**

DUNN and that **MS. DUNN** is impaired. The Board ORDERS that **MS. DUNN's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. DUNN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DUNN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **Prior to requesting reinstatement by the Board, MS. DUNN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DUNN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DUNN'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. **MS. DUNN** shall, at her own expense, submit to a psychiatric examination, specifically addressing her ability to function in a clinical nursing capacity, by Dr. Richard Friedell, Comprehensive Psychiatric Services, 24400 Highpoint Road, Suite 6, Beachwood, Ohio 44122, or another psychiatrist approved in advance by the Board. Prior to the evaluation, **MS. DUNN** shall provide the Examiner with a copy of this Order and the February 15, 2011 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. DUNN's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. DUNN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. DUNN** 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, psychiatric or other mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 4., above. If the Board and **MS. DUNN** 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

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

Should **MS. DUNN** 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.**

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

Meyers, Cindy A., P.N. 122916 (CASE #08-1466)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the allegations contained in the October 26, 2009 examination order and the findings contained in the March 2011 Default Order, the Board finds that **MS. MEYERS** has committed acts in violation of the Nurse Practice Act, as set forth in the March 2011 Default Order, and the Board orders that **MS. MEYERS'** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of March 18, 2011, with conditions for reinstatement set forth in the March 2011 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 23rd day of September, 2011.

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

MONITORING

LIFTS OF SUSPENSION/PROBATION

Action: It was moved by Melissa Meyer, seconded by Janet Arwood, that the following, having met the terms and conditions of their Consent Agreement or Adjudication Order with the Board, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreements or Adjudication Orders:

Chase-Hutcherson, Jacqueline, P.N. 136319 (CASE #09-3564); Bohner, Yolanda S., TC1 03190 (CASE #10-0704); Youngless, Theresa L., P.N. 138359 (CASE #09-5820); Kernell, Miriam D., P.N. 117370 (CASE #04-1818); Wakelam, Sandra E., R.N. 172558 (CASE #09-0842); McClain, Christina, R.N. 363868, P.N. 122015 (CASE #10-1150); Cheatham, Tonya, P.N. 096184 (CASE #06-1265); Varner, Amber C., R.N. 363204, TC1 03084 (CASE #10-2054); Kline, Mark H., R.N. 363199 (CASE #10-1540); and Littleton, Thomas A., R.N. 358525 (CASE #09-5950).

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

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Janet Arwood, seconded by Melissa Meyer, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, having met the terms and conditions of their Consent Agreement or Adjudication Order with the Board, be released early from their Consent Agreements or Adjudication Orders:

Gutierrez, Barbra D., R.N. 359843 (CASE #10-0587) and Pitz, Tamara A., R.N. 267789 (CASE #09-3310).

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

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

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from the terms and conditions of their Consent Agreement with the exception of the permanent practice restriction(s) that will remain in effect:

Curry, Althea, R.N. 347261 (CASE #08-1504).

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

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

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

Buck, Mickey R., R.N. 311291 (CASE #09-3003) and Havran, Mary A., R.N. 166967 (CASE #09-0464).

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

LIFT OF SUSPENSION ONLY – TEMPORARY NARCOTIC AND PERMANENT PRACTICE RESTRICTION(S) REMAIN

Action: It was moved by Tracy Ruegg, seconded by Melissa Meyer, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their Consent Agreements or

Adjudications Orders with the exception of the temporary narcotic and permanent practice restriction(s) that will remain in effect:

Holtz, Janelle M., R.N. 301447 (CASE #08-0217).

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

LIFT OF TEMPORARY PRACTICE RESTRICTION(S)

Action: It was moved by Susan Morano, seconded by Patricia Hayek, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their temporary practice restrictions within their respective Consent Agreements or Adjudication Orders:

Pegg, Michele L., R.N. 346598 (CASE #08-2754).

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

LIFT OF TEMPORARY NARCOTIC RESTRICTION(S)

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their temporary narcotic restriction(s) within their respective Consent Agreements or Adjudication Orders:

Vultaggio, Dorothy J., P.N. 072982 (CASE #06-0260) and Wardlaw, Kendra A., R.N. 325429 (CASE #10-0643).

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

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Melissa Meyer, seconded by Janet Arwood, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, having met the requirements for reinstatement contained within their Consent Agreement(s) with the Board be reinstated subject to the terms and conditions of probation contained within their Adjudication Order(s):

Shell, Anthony L., R.N. 346689, P.N. 117451 (CASE #10-1546).

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

LIFT OF UDS REQUIRMENT

Action: It was moved by Delphenia Gilbert, seconded by Melissa Meyer, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from the UDS testing requirement with their May 2007 Consent Agreement:

Sorensen, Linda I., R.N. 244144 (CASE #06-1381);

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

MOTION TO APPROVE

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that the Board accept the following approval made by Judith Church, Board Supervising Member for Disciplinary Matters:

Pickens, David F., R.N. 300983 (CASE #07-3326) – Employment as a clinical nurse manager with Fresenius Medical Care at the facility in Westerville, Ohio.

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

MISCELLANEOUS MONITORING MOTIONS

Action: It was moved by Janet Arwood, seconded by Melissa Meyer, that the Board stay the suspension of Loggins, Teri D., R.N. 340032, P.N. 097544 (CASE #09-4823) subject to the probationary terms and permanent practices restrictions set forth in the January 2011 Consent Agreements.

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

Action: It was moved by Melissa Meyer, seconded by Delphenia Gilbert, that the Board allow Morris, Jennifer L., R.N. 151463 (CASE #09-2249), to accept employment with Axelacare Pharmaceutical Services.

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

REPORTS TO THE BOARD

Open Forum – Friday, September 23, 2011

Past Board President Lisa Klenke thanked the Board for nominating her for the 2011 NCSBN Exceptional Leadership Award and stated she was pleased to receive the award at the NCSBN Annual Meeting with many Board members and staff present. She expressed her appreciation for being recognized by the Board

and by NCSBN. The Board applauded her leadership and contributions to the Board.

Advisory Group Reports

Committee on Prescriptive Governance (CPG)

Tracy Ruegg reported on the CPG meeting held on September 19, 2011. The committee discussed HB 93, the pain clinic bill; reviewed proposed OARRS administrative rules; and approved drugs for the Formulary.

Other Reports

Patient Centered Medical Home (PCMH) Education Advisory Group

J. Church reported on the PCMH Education Advisory Group and provided background information about PCMH. Continued funding is an issue and the group continues to seek additional funding.

Strategic Plan – Status Report

B. Houchen provided the status report for the Strategic Plan and identified proposed additions and modifications. The Board agreed by consensus to the proposed changes. Board members thanked staff for their work and for meeting the outcome measurements.

Nurse Education Grant Program (NEGP) Report

L. Emrich provided the quarterly report for NEGP and answered questions. She stated that the final reports for the NEGP cycle that ended on August 31, 2011 are due October 31, 2011.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items. The Board asked about the 2015 Nursing Yellow Team future plans. B. Houchen stated that the team, represented by Doris Edwards, continues to meet with interested parties and that Dr. Edwards continues to provide updates to the Board, as shared with the Board and the Advisory Group on Nursing Education.

BOARD GOVERNANCE

Report on NCSBN Delegate Assembly and Annual Meeting

B. Lovelace, J. McFee, and J. Church reported on topics discussed at the meeting, and discussed the President's networking group and the regulatory breakout session. The Board congratulated B. Houchen on being elected to the NCSBN Board of Directors.

Designation of Board Committee for Advisory Group Appointments

Janet Arwood, Rhonda Barkheimer, Delphenia Gilbert, J. Jane McFee, Melissa Meyer and Tracy Ruegg volunteered to serve on the Committee for Advisory Group Appointments. The Committee will meet at 10:00 a.m. on November 16, 2011.

Schedule for November 2011 Meeting

The schedule for the November 2011 Board meeting is as follows: the Committee on Advisory Group Appointments will meet at 10:00 a.m. on November 16, 2011; the public hearing for the administrative rules will be on November 16, 2011 at 1:00 p.m. and Board deliberations will follow; the Board dinner is on November 17, 2011 at 6:30 p.m.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting adjourned on Friday, September 23, 2011 at 10:50 a.m.

Bertha Lovelace, RN, CRNA
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

