



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD JANUARY 16-17, 2014

The regular meeting of the Ohio Board of Nursing (Board) was held on January 16-17, 2014 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, January 16, 2014 at 8:35 a.m., President Judith Church called the Board meeting to order. On Friday, January 17, 2014 at 8:30 a.m., President Church called the Board meeting to order. Vice-President J. Jane McFee read the Board mission each day and President Church recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves.

BOARD MEMBERS

Judith Church, RN, President

J. Jane McFee, LPN, Vice-President

Janet Arwood, LPN (Absent before 1:00 p.m. on Thursday)

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

Nancy Fellows, RN

Lisa Klenke, RN

Maryam Lyon, RN

Susan Morano, RN

Tracy Ruegg, RN (Absent)

Roberta Stokes, RN (Absent)

Sheryl Warner, Consumer Member

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, the Board Reception was held at 8:00 a.m., Executive Session was at 10:00 a.m.; and training for the Board Hearing Committee was held at 12:00 p.m. On Friday, Open Forum was at 10:00 a.m.

Approval of Minutes of the November 2013 Meeting

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board approve the minutes from the November 2013 Board meeting as submitted. Motion adopted by majority vote of the Board members with Nancy Fellows abstaining.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- The Board welcomed Carl Hoffman, paralegal, to the Board's Compliance Unit, congratulated Monitoring Agent, John Cover, who was selected to fill a newly created Enforcement Agent position, and acknowledged the state service of Jennifer Winston, 10 years; Rose Ferguson, 15 years; and Phalyn Williams, 20 years.
- The Governor's Human Trafficking Task Force launched an awareness campaign to coincide with Human Trafficking Awareness Month. The Board, as participants in the Task Force, is disseminating information during January and throughout 2014. The Board has posted information on the web site, and distributed it through eNews, Twitter, and Facebook; established a permanent "related link" on the web site for human trafficking information; and included an article in the next issue of *Momentum*.
- Board staff participated in a conference call for "Start Talking!" which is the Governor's new initiative aimed at preventing drug abuse among Ohio's youth. In addition, information about Starting Talking! was posted on the Board web site and distributed through eNews, Twitter, and Facebook.
- The LeanOhio initiative is well underway and significant progress has been made towards reaching the "Future State" for Licensure and Renewal. Betsy Houchen and Lesleigh Robinson meet weekly to monitor timelines and progress; application checklists have been developed and posted online; licensure and compliance liaisons have been identified and new processes implemented; an online licensure application is in the final stage of development and will be piloted by two LPN education programs; and preparations for 100% LPN online renewal are underway.
- Ohio has again been identified by NCSBN through the CORE survey as one of the high performers in the area of discipline. Lisa Ferguson-Ramos was invited to be a member of the Discipline Effective Practices Subcommittee. The Subcommittee is to identify a plan for effective disciplinary practices that will be recommended for adoption by boards of nursing.
- The Board received 8,739 complaints during calendar year 2013.

Catherine C. Costello, Regional Manager, Ohio Health Information Partnership, provided an update about Ohio's implementation of the health information exchange and electronic health records, and answered questions of the Board.

Legislative Report

Tom Dilling provided the legislative report and reviewed HB 165, hyperbaric technologists; HB 301, drug administration; HB 320, free clinics; and HB 398, creation of a study committee regarding reforming state law on the regulation of health care professionals and their scopes of practice. The Board is designated in the bill to be a member of the study committee. He responded to Board member questions.

T. Dilling reviewed the proposed Nurse Practice Act revisions, noting that the changes are primarily technical corrections. He reported that a more substantive revision would be to amend Section 4723.28, ORC, as proposed, to add that termination of clinical privileges by the Veterans Administration or the Drug Enforcement Agency would be grounds for discipline.

He also reported that amending Section 4723.485, ORC, as proposed, would specify the length of time to complete the externship certificate to prescribe is three years, the total amount of time currently allowed, but the revision would eliminate the requirement for APRNs to request extensions.

Nancy Fellows clarified that the term “graduate” degree should also include the Doctor of Nursing Practice (DNP) degree. The Board agreed by general consensus with the proposed revisions.

Fiscal Report

Kathy King, Fiscal Officer, presented the fiscal report. The Board complimented K. King on her monitoring of the budget and the clarity of the report.

EXECUTIVE SESSION

On January 16, 2014:

Action: It was moved by J. Jane McFee that the Board go into executive session to discuss pending or imminent court action with legal counsel. A roll call vote was taken. The Board entered Executive Session at 10:05 a.m. and reported out of Executive Session at 10:25 a.m.

APPROVALS

Nursing Education Programs – Approval Status

American Institute of Alternative Medicine Practical Nursing Education Program

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board continue its current Provisional approval of American Institute of Alternative Medicine Practical Nursing Program until November 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

American Institute of Alternative Medicine Registered Nursing Education Program

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board continue its current Provisional approval of American Institute of Alternative Medicine Registered Nursing Education Program until November 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Beckfield College Associate Degree Nursing Program

Action: It was moved by Sheryl Warner, seconded by Maryam Lyon, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Beckfield College Associate Degree Nursing Program for a period of five years effective January 16, 2014. It was further moved that the Program submit progress reports to the Board on or before March 6, 2014, September 4, 2014, and March 5, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Beckfield College Practical Nursing Program

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board continue its Full approval of Beckfield College Practical Nursing Program until September 2017. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

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

The Board reviewed the Board Survey Visit Report and the Program Response.

Chamberlain College of Nursing, Associate Degree in Nursing Program

Action: It was moved by Nancy Fellows, seconded by Sheryl Warner, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Chamberlain College of Nursing, Associate Degree in Nursing Program for a period of five years effective January 16, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Ohio Valley College of Technology School of Nursing Associate Degree in Nursing

Action: It was moved by Judith Church, seconded by J. Jane McFee, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Ohio Valley College of Technology School of Nursing Associate Degree in Nursing for a period of five years effective January 16, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Trumbull Career and Technical Center School of Practical Nursing-Post Secondary

Action: It was moved by J. Jane McFee, seconded by Nancy Fellows, that, after consideration of the Board survey visit report and the Program's response to that report, the Board propose to deny Full approval to, and withdraw Provisional approval of, Trumbull Career and Technical Center School of Practical Nursing-Post Secondary, in accordance with Rule 4723-5-04, OAC, and Section 4723.06 (A)(7), ORC, based upon the Program's failure to meet and maintain the requirements for education programs established in Chapter 4723-5, OAC, and the Board issue a Notice of Opportunity for Hearing in accordance with Chapter 119, ORC. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Nursing Education Program Requests

Ashtabula County Technical and Career Campus Registered Nurse Program

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Ashtabula County Technical and Career Campus Registered Nurse Program to March 4, 2014. It was further moved that the Program submit progress reports on or before June 4, 2014, September 4, 2014, and December 4, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

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

Action: It was moved Sheryl Warner, seconded by Maryam Lyon, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Brown Mackie College-North Canton Associate of Applied Science in Nursing to April 1, 2014. It was further moved that the Program submit progress reports on or before May 7, 2015, and December 10, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Training Programs

Bayley Medication Aide Training Program

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, Bayley Medication Aide Training Program for a period of two years effective January 16, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Center Ridge Nursing Home, Inc.

Action: It was moved by Nancy Fellows, seconded by J. Jane McFee, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, Center Ridge Nursing Home, Inc. (Medication Aide Training Program) for a period of two years effective January 16, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

D & S Medication Aide Training Program

Action: It was moved by Judith Church, seconded by Susan Morano, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, D & S Medication Aide Training Program for a period of two years effective January 16, 2014. Motion adopted by unanimous vote of the Board members.

Lorain County Community College Medication Aide Program #9014

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, Lorain County Community College Medication Aide Program #9014 for a period of two years effective January 16, 2014. Motion adopted by unanimous vote of the Board members.

Cincinnati State Technical and Community College Medication Aide Program

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, Cincinnati State Technical and Community College Medication Aide Program for a period of two years effective January 16, 2014. Motion adopted by unanimous vote of the Board members.

Dialysis Clinic, Inc.

Action: It was moved by Sheryl Warner, seconded by Maryam Lyon, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, the Dialysis Clinic, Inc. (Dialysis Technician Training Program) for a period of two years effective January 16, 2014. Motion adopted by unanimous vote of the Board members.

FMCNA-East Division Education Dept. Ironton

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board reapprove, in accordance with Rule 4723-23-27, OAC, FMCNA-East Division Education Dept. Ironton (Dialysis Technician Training Program) for a period of two years effective January 16, 2014. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

Fresenius Medical Care Columbus

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care Columbus (Dialysis Technician Training Program) for a period of two years effective January 16, 2014. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

Fresenius Medical Care-Akron

Action: It was moved by Judith Church, seconded by Susan Morano, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Akron (Dialysis Technician Training Program) for a period of two years effective January 16, 2014. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

The Ohio State University College of Nursing Community Health Worker Program

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board approve, in accordance with Rule 4723-26-14, OAC, The Ohio State University College of Nursing Community Health Worker Program for a period of two years effective January 16, 2014. 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 Sheryl Warner, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board November 1, 2013 through December 31, 2013 to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all

certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; dialysis technician interns; community health workers; and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

ADJUDICATION AND COMPLIANCE

On Friday, January 17, 2014, Judith Church requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter. Rhonda Barkheimer and Nancy Fellows were absent.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

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

Frost, Terri G., R.N. 293920 (CASE #13-7315); Garner, Linda S., P.N. 088844 (CASE #13-0284); Price, Amanda, P.N. 132478 (CASE #11-0452); Henderson, Melissa L., P.N. 145301 (CASE #13-3309); Radick, Jennifer A., R.N. 309687 (CASE #13-3781); Skal, Cathy J., R.N. 355951, P.N. 129039 (CASE #13-1597); Isabell, Margaret C., R.N. 305489 (CASE #12-3811); Campbell, Laura E., R.N. 296185 (CASE #13-7412); Davidson, Bonnie S., R.N. 319965 (CASE #13-1783); Thomas, Amanda K., P.N. 119750 (CASE #13-7160); Sartor, Patricia A., R.N. 169201 (CASE #13-1554); Schubert, Deborah K., R.N. 292979 (CASE #13-7646); Grace, Jodi M., P.N. 093693 (CASE #13-2463); Pitcher, Michelle N., P.N. 137450 (CASE #11-1398); Parkinson, Amanda A., R.N. 326507 (CASE #13-6356); Bowman, Tonya L., P.N. 120610 (CASE #12-4002); Ben-Israel, Brian A., R.N. 311180 (CASE #13-7391); Volland, Kristen LA., P.N. 111877 (CASE #13-7576); Surofchek, Mitzi S., R.N. 396818 (CASE #13-7743); Teamer, Judy T., R.N. 218142 (CASE #13-6504); Sabo, Alla., R.N. 313866 (CASE #13-2257); Moore, Valerie E., R.N. 303185 (CASE #13-0626); Dunnell, Susan M., R.N. 202633 (CASE #13-4681); Rose, Kristina N., P.N. Endorse (CASE #13-6772); Davis, Margaret A., R.N. 313603 (CASE #13-7314); Dallacheisa, Brenda A., R.N. 265341 (CASE #13-5292); Hartman, Paula J., R.N. 369933, P.N. 137775 (CASE #13-0442); Evangelisti, Maria J., R.N. 380305 (CASE #13-2525); Lapine, Stacy L., R.N. 347017, P.N. 127878 (CASE #13-6977); Murphy, Hope A., R.N. 308244 (CASE #13-7114); Shultz, Anna J., P.N. 093739 (CASE #11-2341); Phelps, Sonya L., P.N. 107420 (CASE #11-3053); Sowers, Heather L., R.N. 349975 (CASE #13-2501); Skundrich, Mary Lou., R.N. 221290 (CASE #13-6523); Goda, Matthew J., R.N. 344774 (CASE #13-4869); Kubista, Amanda., R.N. 270561 (CASE #13-5597); Heather, Paul R., R.N. 355380 (CASE #13-7074); Smith, Bonnie J., R.N. 207852 (CASE #13-3545); Brewer, Darla K., P.N. 121496 (CASE #13-1376); Wiercinski, Elizabeth

C., R.N. 269947 (CASE #13-6702); Bridgens, Kristina A., P.N. 142001 (CASE #12-6988); Myers, Sheri M., R.N. 284111 (CASE #12-7256); Rafey, John J., R.N. 332876 (CASE #13-0023); McPeck, Brian T., R.N. 341037 (CASE #13-8012); Klein, Nealie B., P.N. 144256 (CASE #13-0285); Rhodus, Vicki E., R.N. 348504 (CASE #12-5848); Mehki, Kimberly S., P.N. 144564 (CASE #12-7479); Sattler, Cindy A., R.N. 309279 (CASE #12-0955); Venable, MaryEllen, R.N. Endorse (CASE #13-4394); and Erickson, Karrie L., R.N. 378695, P.N. 138430 (CASE #13-8077).

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 January 2014 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Lawson, Nathan R., D.T. 03572 (CASE #13-8328); Merchant, Javonnda M., P.N. 146569 (CASE #13-3250); Sherman, Monica K., R.N. 301703 (CASE #13-8220); and Boucek, Juella T., R.N. 300307 (CASE #13-1263).

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 January 2014 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Sexton, Stephanie M., R.N. 218805 (CASE #13-4650); Hampton, Alison R., P.N. 153558 (CASE #13-7783); Carnes, Crystal J., P.N. 134763 (CASE #13-6712); McGee, Kelly J., R.N. 373216, P.N. 112444 (CASE #13-2364); Kelly, Amanda M., P.N. 112660 (CASE #13-5450); Rako, Laura L., R.N. 277663 (CASE #13-7763); Carr, Marilyn E., R.N. 250447 (CASE #13-8033); Brown, Kimberly L., P.N. 103186 (CASE #13-7533); Hale, Lori A., R.N. 329555 (CASE #13-7238); Vilevac, Sarah R., R.N. 263597 (CASE #13-7375); Robinson, Stephanie A., P.N. 095662 (CASE #13-4525); Tomaiko, Mary M., P.N. 135486

(CASE #13-7091); Lumbus, Lokia M., P.N. 139130 (CASE #13-7764); and Dembie, Jr., William A., R.N. 365135, P.N. 100466 (CASE #13-7916).

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 January 2014 Board Meeting.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, 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):

Shively, Lori S., R.N. 234575 (CASE #13-6403); Modzelewski, Jennifer., P.N. 135625 (CASE #13-7431); Davis, Ashley R., R.N. 374810 (CASE #13-7435); Logsdon, Diane., P.N. 120010 (CASE #12-0643); Young, Misty A., R.N. 377194 (CASE #12-6483); and Vogt, Terri R., R.N. 330590 (CASE #13-3523).

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 January 2014 Board Meeting.

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

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

Jodziewicz, Ronald E., R.N. 228727 (CASE #13-2972); Billups, Rose A., P.N. 137730 (CASE #13-7004); Perry, Kathleen L., R.N. 209618, P.N. 047857 (CASE #13-2245); Lewis, James J., R.N. 365813 (CASE #13-1981); and Ebbert, Jana L., R.N. 268720 (CASE #13-7719).

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

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

Voluntary Non-Permanent Withdrawal of Endorsement Application

Action: It was moved by Lisa Klenke, seconded by Susan Morano, that the Board accept the Voluntary Non-Permanent Withdrawal of Application for Licensure by Endorsement for the following case(s):

Northrup, Michelle L., R.N. Endorse (CASE #13-2088).

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

Complete copies of the Voluntary Non-Permanent Withdrawal of Application for Licensure by Endorsement shall be maintained in the exhibit book for the January 2014 Board Meeting.

CONSENT AGREEMENTS

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

Biles, Ellyn L., P.N. 085837 (CASE #12-4788); Snyder, Angela M., R.N. 348043, NP 13831, RX 13831 (CASE #13-7342); Cooper, Sonia K., R.N. Endorse (CASE #13-6334); Fenner, Anne L., R.N. Endorse (CASE #13-5532); Smith, Erin E., R.N. 334904, NP 13401, RX 13401 (CASE #13-5006); Denham, Sharon A., R.N. 186348 (CASE #13-6092); Christman, Sarah A., P.N. NCLEX (CASE #13-5331); Tonus, Anthony J., R.N. 304216 (CASE #13-2085); Grajczyk, Kim M., R.N. 174842 (CASE #13-1187); Jackson, Karisa L., P.N. NCLEX (CASE #13-2862); Carr, Jessica L., P.N. 106537 (CASE #11-4619); Stamper, Heather R., R.N. NCLEX (CASE #13-4094); Bringard, Heather A., R.N. Endorse (CASE #13-6717); San Andres, Genevieve., R.N. 376461 (CASE #13-1204); Foster, Cynthia A., R.N. 177062 (CASE #13-6505); Sauder, Judith K., P.N. 034100 (CASE #13-7080); Pidcock, Erica D., R.N. NCLEX (CASE #12-6354); Pennington, Stacey M., P.N. 124565 (CASE #13-6798); Catron, Christy L., P.N. Endorse (CASE #13-6874); Vedder, Alexandra M., P.N. 142879 (CASE #12-7263); Sites, Richard P., R.N. NCLEX (CASE #13-4751); Cancelliere, Brian J., R.N. NCLEX (CASE #13-6300); Nolting, Jessica M., R.N. NCLEX (CASE #13-4862); Wyman, Kerry A., R.N. NCLEX (CASE #13-5136); Porter, Marcus S., R.N. NCLEX (CASE #13-6401); Dimeo, Penny S., P.N. Endorse (CASE #13-6447); Tanner, Susan R., R.N. NCLEX (CASE #13-4010); LeDuc, Julia L., R.N. 364700 (CASE #13-6246); Leitschuh, Andrea R., R.N. 369681, P.N. 138346 (CASE #13-7356); Sartoski, Amelia F., R.N. 345077 (CASE #13-3583); Cookson, Kimberley A., R.N. 377158, P.N. 141440 (CASE #13-4902); Davis-Roberts, Rebecca K., P.N. 121032 (CASE #13-4420); Branham, Jessica D., P.N. 153547 (CASE #13-7203); Flaherty, Tamara S., P.N. NCLEX (CASE #13-6641); Allen, Margaret K., R.N. 310788 (CASE #13-

1382); Monty, Robert M., R.N. 203574 (CASE #12-2889); Dickerson, Julia A., P.N. 132855 (CASE #13-2342); Webb, Jill E., R.N. 294571, NP 06434 (CASE #13-2802); Johnson, Jennifer L., P.N. 101369 (CASE #13-2260); Howell, Chad E., P.N. 104191 (CASE #13-5009); Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute (ITT Hilliard), (CASE #13-8343); Nelson, Barbara T., R.N. 154385, NS 02373 (CASE #11-4070); Graham, Robin D., R.N. 133530 (CASE #13-7118); Buga, Ammi J., R.N. 351092 (CASE #13-2099); Slaton, Vickie R., R.N. 149709 (CASE #13-6446); Neatrour, Renee C., P.N. 139471 (CASE #13-7726); Doyle, Ashley E., P.N. 126626 (CASE #12-3418); Nahag, Marianne M., R.N. 329687 (CASE #13-0777); Morgan, Megan V., P.N. NCLEX (CASE #13-6342); Bradley, Janiece R., R.N. NCLEX, P.N. 133738 (CASE #13-5184); Fitzpatrick, Misty M., P.N. NCLEX (CASE #13-6267); Garcia, Michael B., R.N. NCLEX (CASE #13-6219); Watson, Ebony L., P.N. NCLEX (CASE #13-6233); Dees, Natalie J., R.N. 320777 (CASE #13-6307); Gladish, Anne M., R.N. 210169 (CASE #13-1451); Porter, April M., P.N. 124246 (CASE #13-1440); Parker, Lisa A., P.N. 098109 (CASE #13-6460); Carroll, Tonya M., P.N. 132605 (CASE #13-7537); Gamble, Camille R., P.N. 122344 (CASE #12-7550); King, Adrienne R., P.N. 095728 (CASE #13-8456); Taylor, Cheryl D., R.N. 329822, NP 13702, RX 13702 (CASE #13-8159); Howard, Pamela., P.N. Endorse (CASE #13-7913).

Judith Church abstained from voting on all cases. Lisa Klenke abstained from voting on Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute (ITT Hilliard), (CASE #13-8343); only. Susan Morano abstained from voting on the following cases only: Tanner, Susan R., R.N. NCLEX (CASE #13-4010); Sartoski, Amelia F., R.N. 345077 (CASE #13-3583); Morgan, Megan V., P.N. NCLEX (CASE #13-6342); Fitzpatrick, Misty M., P.N. NCLEX (CASE #13-6267); and Garcia, Michael B., R.N. NCLEX (CASE #13-6219).

Nancy Fellows voted no on the following cases only: Cancelliere, Brian J., R.N. NCLEX (CASE #13-6300); Dimeo, Penny S., P.N. Endorse (CASE #13-6447); and Allen, Margaret K., R.N. 310788 (CASE #13-1382). Maryam Lyon voted no on Grajczyk, Kim M., R.N. 174842 (CASE #13-1187) only. J. Jane McFee voted no on the following cases only: Biles, Ellyn L., P.N. 085837 (CASE #12-4788); Grajczyk, Kim M., R.N. 174842 (CASE #13-1187); and Cancelliere, Brian J., R.N. NCLEX (CASE #13-6300). Susan Morano voted no on Biles, Ellyn L., P.N. 085837 (CASE #12-4788) and Dickerson, Julia A., P.N. 132855 (CASE #13-2342) only. Sheryl Warner voted no on Grajczyk, Kim M., R.N. 174842 (CASE #13-1187) and Buga, Ammi J., R.N. 351092 (CASE #13-2099) only.

Motion adopted by majority vote of the Board members.

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

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Carpenter, Sarah R., P.N. 111523 (CASE #09-2469)

Action: It was moved by Maryam Lyon, seconded by Sheryl Warner, that the Board consolidate Case Number 09-2469 and Case Numbers 12-003140 and 13-001168. It was further moved in Case Number 09-2469, that Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **SARAH CARPENTER's** license to practice nursing as a licensed practical nurse in the State of Ohio be **Reprimanded** and **Fined**, and that **MS. CARPENTER** complete continuing nursing education approved in advance by the Board, in Scope of Practice, Medication Administration, Documentation, and Law and Rules.

MS. CARPENTER 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.

MS. CARPENTER shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education courses taken subsequent to the effective date of this Order: five (5) hours of Scope of Practice for Licensed Practical Nurses, five (5) hours of Medication Administration, five (5) hours of Documentation, two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Ethics, and five (5) hours of Professional Accountability.

It was finally moved, that in Case Numbers 12-003140 and 13-001168, the Board find that **MS. CARPENTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the July 26, 2013 Notice of Opportunity for Hearing and **MS. CARPENTER's** license be suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, including meeting the conditions specified by the Board in Case No. 09-2469, and following reinstatement, **MS. CARPENTER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. CARPENTER** 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. CARPENTER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CARPENTER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CARPENTER'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. CARPENTER** shall meet the conditions specified by the Board in Case Number 09-2469.

Monitoring

5. **MS. CARPENTER** 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. CARPENTER's** history. **MS. CARPENTER** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. CARPENTER** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **MS. CARPENTER** 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. CARPENTER** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. CARPENTER** 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. CARPENTER's** license, and a statement as to whether **MS. CARPENTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. CARPENTER** 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. CARPENTER's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. CARPENTER** 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. CARPENTER'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. CARPENTER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CARPENTER's** history.
 10. Within thirty (30) days prior to **MS. CARPENTER** initiating drug screening, **MS. CARPENTER** 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. CARPENTER**.
 11. After initiating drug screening, **MS. CARPENTER** 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. CARPENTER** 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. CARPENTER** 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. CARPENTER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. CARPENTER** 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. CARPENTER** 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. CARPENTER's** license, and a statement as to whether **MS. CARPENTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. CARPENTER** 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. CARPENTER's** license.
 15. **Prior to requesting reinstatement by the Board, MS. CARPENTER** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. CARPENTER's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. CARPENTER's** comprehensive physical examination and with a comprehensive assessment regarding **MS. CARPENTER's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. CARPENTER** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. CARPENTER** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. CARPENTER's** license to practice, and stating whether **MS. CARPENTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 16. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physician examination and assessment as a basis for additional terms, conditions, and limitations on **MS. CARPENTER's** license.

Reporting Requirements of MS. CARPENTER

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

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

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

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

4. **MS. CARPENTER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. CARPENTER** 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. CARPENTER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CARPENTER's** history.
6. **MS. CARPENTER** 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. CARPENTER** 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. CARPENTER** 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. CARPENTER** 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. CARPENTER** 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. CARPENTER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. CARPENTER** 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. CARPENTER** shall **notify the Board, in writing**.
11. **MS. CARPENTER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. CARPENTER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. CARPENTER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. CARPENTER

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. CARPENTER 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. CARPENTER's** suspension shall be lifted and **MS. CARPENTER's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. CARPENTER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CARPENTER** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MS. CARPENTER** 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. CARPENTER** has complied with all aspects of this Order; and (2) the Board determines that **MS. CARPENTER** is able to practice according to acceptable and prevailing standards of safe nursing care

without Board monitoring, based upon an interview with **MS. CARPENTER** and review of the reports as required herein. Any period during which **MS. CARPENTER** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Licht, Joal., P.N. 122305 (CASE #11-4890)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and find that **JOAL LICHT** committed acts in violation of the Nurse Practice Act as set forth in the March 22, 2013 Default Order issued by the Board, and that **MS. LICHT'S** failure to attend the examination ordered by the Board was not due to circumstances beyond her control. It was further moved that **JOAL LICHT's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time effective March 22, 2013, with the conditions for reinstatement as set forth in the March 22, 2013 Default Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Cox, Nancy., R.N. 155613 (CASE #12-5796)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **NANCY A. COX's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and following reinstatement, **MS. COX'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 one (1) year, with the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. COX** 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. COX** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. COX**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. COX'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 working as a nurse, **MS. COX** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Monitoring

5. **MS. COX** 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. COX's** history. **MS. COX** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. COX** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. COX** shall submit, at her expense and on the day selected, a blood or urine specimen 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. COX'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 specimen submitted by **MS. COX** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COX's** history.
8. Within thirty (30) days prior to **MS. COX** initiating drug screening, **MS. COX** 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. COX**.

9. After initiating drug screening, **MS. COX** 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. COX** 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.

Reporting Requirements of MS. COX

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

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

1. **MS. COX** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. COX** 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. COX** 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. COX's** history. **MS. COX** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. COX** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. COX** 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. COX** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COX's** history.
6. **MS. COX** 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. COX** 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. COX** 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. COX** 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. COX** 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. COX** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. COX** 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. COX** shall **notify the Board, in writing.**
11. **MS. COX** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. COX** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. COX** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. COX

12. **MS. COX** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. COX** 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. COX** 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. COX** 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. COX** 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. COX** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. COX** 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 Narcotic Restriction

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Jacobson-Priddy, Wendelin M., P.N. 045510 (CASE #12-4516)

Action: It was moved by J. Jane McFee, seconded by Lisa Klenke, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **WENDELIN M. JACOBSON-PRIDDY's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and following reinstatement, **MS. JACOBSON-PRIDDY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. JACOBSON-PRIDDY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. JACOBSON-PRIDDY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. JACOBSON-PRIDDY'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. JACOBSON-PRIDDY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education courses taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability, and four (4) hours of Disciplinary Actions.

Monitoring

5. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY's** history. **MS. JACOBSON-PRIDDY** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. JACOBSON-PRIDDY** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY's** license, and a statement as to whether **MS. JACOBSON-PRIDDY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY'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. JACOBSON-PRIDDY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JACOBSON-PRIDDY's** history.
10. Within thirty (30) days prior to **MS. JACOBSON-PRIDDY** initiating drug screening, **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY**.
 11. After initiating drug screening, **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. JACOBSON-PRIDDY** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. JACOBSON-PRIDDY's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. JACOBSON-PRIDDY's** comprehensive physical examination and with a comprehensive assessment regarding **MS. JACOBSON-PRIDDY's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. JACOBSON-PRIDDY** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. JACOBSON-PRIDDY** shall execute

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

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

Reporting Requirements of MS. JACOBSON-PRIDDY

15. **MS. JACOBSON-PRIDDY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** submits a written request for reinstatement; (2) the

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

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

1. **MS. JACOBSON-PRIDDY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY's** history. **MS. JACOBSON-PRIDDY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. JACOBSON-PRIDDY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. JACOBSON-PRIDDY's** history.
6. **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. JACOBSON-PRIDDY** 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. JACOBSON-PRIDDY** shall **notify the Board, in writing**. **MS. JACOBSON-PRIDDY** shall not accept employment as a licensed practical nurse without the prior approval of the Board or its designee.
11. **MS. JACOBSON-PRIDDY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. JACOBSON-PRIDDY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. JACOBSON-PRIDDY** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. JACOBSON-PRIDDY

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Walling, Rebecca D., P.N. 112106 (CASE #12-5550)

Action: It was moved J. Jane McFee, seconded by Susan Morano, that the Board grant the State's motion to redact the social security number and driver's license number in State's Exhibit 21. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation and that **REBECCA DIANNE WALLING's** license to practice nursing as a licensed practical nurse in the State of Ohio be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

NO REQUEST FOR HEARING

White, Leanne E., R.N. 278163 (CASE #12-0142)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **LEANNE ELIZABETH WHITE** in the May 17, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WHITE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MS. WHITE's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WHITE'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. WHITE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WHITE** 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. WHITE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WHITE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WHITE'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. WHITE** 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 Nurses and Drug Abuse, four (4) hours of Ethics, and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

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

WHITE 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. WHITE**.

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

Reporting Requirements of MS. WHITE

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

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

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

1. **MS. WHITE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WHITE** 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. WHITE** 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. WHITE's** history. **MS. WHITE** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. WHITE** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. WHITE** 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. WHITE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WHITE's** history.
6. **MS. WHITE** 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. WHITE** 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. WHITE** 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. WHITE** 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. WHITE** 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. WHITE** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. WHITE** 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. WHITE** shall **notify the Board, in writing.**
11. **MS. WHITE** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. WHITE** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. WHITE** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. WHITE

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Taylor, Shirley L., R.N. 253666 (CASE #13-2049)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **SHIRLEY LOUISE TAYLOR** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. TAYLOR** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. TAYLOR's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. TAYLOR's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. TAYLOR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TAYLOR** 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. TAYLOR** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TAYLOR**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. TAYLOR'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. TAYLOR** 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. TAYLOR** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability for Nurses, five (5) hours of Ethics, five (5) hours of Co-Dependency and/or Stress Management, four (4) hours of Disciplinary Actions, and one (1) hour of Ohio Nursing Law and Rules.

Reporting Requirements of MS. TAYLOR

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

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

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

Employment Conditions

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

Reporting Requirements of MS. TAYLOR

24. **MS. TAYLOR** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
25. **MS. TAYLOR** 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.
26. **MS. TAYLOR** 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.
27. **MS. TAYLOR** 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.
28. **MS. TAYLOR** 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.
29. **MS. TAYLOR** shall verify that the reports and documentation required by this Order are received in the Board office.
30. **MS. TAYLOR** 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.
31. Prior to working as a nurse, if requested by the Board or its designee, **MS. TAYLOR** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Williams, Kristine L., P.N. 104551 (CASE #13-0560)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **KRISTINE LEE WILLIAMS** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WILLIAMS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. WILLIAMS's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Abat, Eric E., R.N. 254296 (CASE #13-3968)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **ERIC EDGAR ABAT** in the July 26,

2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. ABAT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MR. ABAT's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED.**

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Burline, Kristen R., P.N. 101134 (CASE #12-5797)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **KRISTEN RUTH BURLINE** in the January 25, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BURLINE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. BURLINE's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED.**

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Downs, Mary B., P.N. 130375 (CASE #13-1713)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. DOWNS** 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. DOWNS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DOWNS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DOWNS'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. DOWNS** 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. DOWNS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: four (4) hours of Ethics, four (4) hours of Disciplinary Actions, five (5) hours of Professional Accountability and Legal Liability for Nurses, two (2) hours of Personal Accountability, and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

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

Reporting Requirements of MS. DOWNS

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

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

1. **MS. DOWNS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DOWNS** 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. DOWNS** shall **notify the Board, in writing.**
4. **MS. DOWNS** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. DOWNS** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. DOWNS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. DOWNS

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

course or extensive orientation approved in advance by the Board.

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Haynes, Rhonda., R.N. 311936 (CASE #13-2333)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that

upon consideration of the charges stated against **RHONDA KAY HAYNES** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HAYNES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. HAYNES's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HAYNES'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. HAYNES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAYNES** 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. HAYNES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HAYNES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HAYNES'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. HAYNES** 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: eight (8) hours of Chemical Dependency.

Monitoring

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

Reporting Requirements of MS. HAYNES

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

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

1. **MS. HAYNES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAYNES** 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. HAYNES** 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. HAYNES's** history. **MS. HAYNES** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HAYNES** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HAYNES** 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. HAYNES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HAYNES's** history.
6. **MS. HAYNES** 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. HAYNES** 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. HAYNES** 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. HAYNES** 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. HAYNES** 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. HAYNES** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HAYNES** 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. HAYNES** shall **notify the Board, in writing.**
11. **MS. HAYNES** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. HAYNES** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. HAYNES** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. HAYNES

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

Permanent Practice Restrictions

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

MS. HAYNES 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. HAYNES's suspension shall be lifted and MS. HAYNES's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. HAYNES** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HAYNES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HAYNES** 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. HAYNES** has complied with all aspects of this Order; and (2) the Board determines that **MS. HAYNES** is able to practice according to acceptable and prevailing standards of safe nursing care without

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Jernigan, Kimberly A., R.N. NCLEX (CASE #11-3348)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that upon consideration of the charges stated against **KIMBERLY A. JERNIGAN** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JERNIGAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and that **MS. JERNIGAN's** application for licensure by examination to practice nursing as a registered nurse be **PERMANENTLY DENIED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Keirsey, Melinda L., P.N. 122349 (CASE #13-2295)

Action: It was moved by Sheryl Warner, seconded by Nancy Fellows, that upon consideration of the charges stated against **MELINDA LOUISE KEIRSEY** in the June 6, 2013 Notice of Immediate Suspension and Opportunity for Hearing and the July 26, 2013 Notice of Opportunity for Hearing ("notices"), and evidence supporting the charges, the Board find that **MS. KEIRSEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. KEIRSEY's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KEIRSEY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Reporting Requirements of MS. KEIRSEY

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

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

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

5. During the probationary period, **MS. KEIRSEY** 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. KEIRSEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KEIRSEY's** history.
6. **MS. KEIRSEY** 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. KEIRSEY** 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. KEIRSEY** 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. KEIRSEY** 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. KEIRSEY** 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. KEIRSEY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. KEIRSEY** 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. KEIRSEY** shall **notify the Board, in writing.**
11. **MS. KEIRSEY** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MS. KEIRSEY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty**

(30) days of accepting nursing employment. **MS. KEIRSEY** 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 the Notices, including the date they were received.

Reporting Requirements of MS. KEIRSEY

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Lawson, Beth A., R.N. 205000 (CASE #12-5592)

Action: It was moved Janet Arwood, seconded by Maryam Lyon, that upon

consideration of the charges stated against **BETH ANN LAWSON** in the November 19, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. LAWSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. LAWSON's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Maxwell, Katrina N., P.N. 130992 (CASE #12-3503)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Reporting Requirements of MS. MAXWELL

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

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

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

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

6. **MS. MAXWELL** 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. MAXWELL** 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. MAXWELL** 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. MAXWELL** 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. MAXWELL** 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. MAXWELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MAXWELL** 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. MAXWELL** shall **notify the Board, in writing.**
11. **MS. MAXWELL** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. MAXWELL** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. MAXWELL** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. MAXWELL

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. MAXWELL 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. MAXWELL** to provide nursing services for fees,

compensation, or other consideration or as a volunteer.

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Jones, Craig L., R.N. 366925 (CASE #13-1938)

Action: It was moved by Lisa Klenke, seconded by J. Jane McFee, that upon consideration of the charges stated against **CRAIG LANDON JONES** in the May 17, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. JONES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MR. JONES's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

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

Lebreton, Karla R., R.N. 368362 (CASE #13-2271)

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that upon consideration of the charges stated against **KARLA RENEE LEBRETON** in the May 23, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the July 26, 2013 Notice of Opportunity for Hearing (“Notices”), and evidence supporting the charges, the Board find that **MS. LEBRETON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. LEBRETON’s** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LEBRETON’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. LEBRETON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LEBRETON** 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. LEBRETON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LEBRETON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. LEBRETON’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. LEBRETON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses, Alcohol and Drug Addiction; five (5) hours of Documentation; five (5) hours of Ethics; and three (3) hours of Ohio Nursing Law and Rules.

Monitoring

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

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

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

Reporting Requirements of MS. LEBRETON

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

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

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

1. **MS. LEBRETON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LEBRETON** 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. LEBRETON** 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. LEBRETON's** history. **MS. LEBRETON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. LEBRETON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. LEBRETON** 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. LEBRETON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LEBRETON's** history.
6. **MS. LEBRETON** 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. LEBRETON** 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. LEBRETON** 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. LEBRETON** 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. LEBRETON** 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. LEBRETON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. LEBRETON** 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. LEBRETON** shall **notify the Board, in writing**.
11. **MS. LEBRETON** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment**. **MS. LEBRETON** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. LEBRETON** 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 the Notices, including the date they were received.

Reporting Requirements of MS. LEBRETON

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

McKinney, Janella., P.N. 104585 (CASE #11-0733)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **JANELLA MCKINNEY** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MCKINNEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. MCKINNEY's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MCKINNEY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MCKINNEY** shall obey all federal, state, and local laws, and all laws

and rules governing the practice of nursing in Ohio.

2. **MS. MCKINNEY** 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. MCKINNEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MCKINNEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MCKINNEY'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. MCKINNEY** 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. MCKINNEY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability for Nurses, four (4) hours of Discipline for Nurses, and five (5) hours of Nurses, Drugs and Alcohol Abuse.

Monitoring

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

Reporting Requirements of MS. MCKINNEY

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

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

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

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MCKINNEY** 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. MCKINNEY** shall **notify the Board, in writing.**
11. **MS. MCKINNEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. MCKINNEY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. MCKINNEY** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. MCKINNEY

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Montell, Harry T., P.N. 138127 (CASE #12-1806)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that upon consideration of the charges stated against **HARRY THOMAS MONTELL** in the July 26, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. MONTELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MR. MONTELL's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. MONTELL's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. MONTELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. MONTELL** 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. MONTELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MONTELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. MONTELL'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. MONTELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability for Nurses, five (5) hours of Disciplinary Actions, five (5) hours of Ethics, and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

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

Reporting Requirements of MR. MONTELL

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

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

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

6. **MR. MONTELL** 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. MONTELL** 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. MONTELL** 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. MONTELL** 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. MONTELL** 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. MONTELL** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. MONTELL** 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. MONTELL** shall **notify the Board, in writing.**
11. **MR. MONTELL** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. MONTELL** shall have his employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing**

employment. **MR. MONTELL** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. MONTELL

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

Permanent Narcotic Restriction

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

prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

O'Husky, Patricia A., R.N. 285785 (CASE #13-3759)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that the Board consolidate Case Number 12-001171 and 13-003759. It was further moved that upon consideration of the charges stated against **PATRICIA ANN O'HUSKY** in the January 25, 2013 Notice of Opportunity for Hearing, and the July 26, 2013 Notice of Immediate Suspension and Opportunity for Hearing ("Notices") and evidence supporting the charges, the Board find that **MS. O'HUSKY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. O'HUSKY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. O'HUSKY's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. O'HUSKY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. O'HUSKY** 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. O'HUSKY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. O'HUSKY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. O'HUSKY'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. O'HUSKY** 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 Nurses and Substance Use Disorders, and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

5. **MS. O'HUSKY** 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. O'HUSKY's** history. **MS. O'HUSKY** shall self-administer the prescribed

drugs only in the manner prescribed.

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

11. After initiating drug screening, **MS. O'HUSKY** 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. O'HUSKY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. O'HUSKY** 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. O'HUSKY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. O'HUSKY

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

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

1. **MS. O'HUSKY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. O'HUSKY** 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. O'HUSKY** 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. O'HUSKY's** history. **MS. O'HUSKY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. O'HUSKY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. O'HUSKY** 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. O'HUSKY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. O'HUSKY's** history.
6. **MS. O'HUSKY** 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. O'HUSKY** 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. O'HUSKY** 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. O'HUSKY** 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. O'HUSKY** 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. O'HUSKY** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. O'HUSKY** 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. O'HUSKY** shall **notify the Board, in writing**.
11. **MS. O'HUSKY** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment**. **MS. O'HUSKY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. O'HUSKY** 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 the Notices, including the date they were received.

Reporting Requirements of MS. O'HUSKY

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Robinson, Ajhia R., P.N. 148524 (CASE #13-1080)

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that upon consideration of the charges stated against **AJHIA RENEE ROBINSON** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ROBINSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. ROBINSON's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ROBINSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. ROBINSON** shall establish contact with a nursing educator approved by the Board who has no less than a master's degree and who is affiliated with a nursing educational program and **MS. ROBINSON** shall have the educator provide the Board with a written report of an assessment of **MS. ROBINSON**, which identifies **MS. ROBINSON's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. ROBINSON** shall provide the nursing educator with a copy of this Order and the Notice of Automatic Suspension and Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. ROBINSON** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. ROBINSON's** employer(s), former employers, and Board staff. Following the assessment, **MS. ROBINSON** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. ROBINSON** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. ROBINSON** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. ROBINSON** shall

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

Reporting Requirements of MS. ROBINSON

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

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

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

DURATION

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

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

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

Employment Conditions

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

Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. ROBINSON

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Rogers, Gara B., P.N. 135243 (CASE #13-2365)

Action: It was moved Janet Arwood, seconded by Sheryl Warner, that upon consideration of the charges stated against **GARA BETH ROGERS** in the May 17, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ROGERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice and that that **MS. ROGERS's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon

the Journal of the Board for the 17th day of January, 2014.

Schaid, Jennifer L., R.N. 347044 (CASE #12-0180)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **JENNIFER L. SCHAID** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SCHAID** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. SCHAID's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SCHAID'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. SCHAID** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SCHAID** 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. SCHAID** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SCHAID**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SCHAID'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. SCHAID** 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. SCHAID's** history. **MS. SCHAID** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. SCHAID** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. SCHAID** 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. SCHAID** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. SCHAID** 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. SCHAID's** license, and a statement as to whether **MS. SCHAID** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. SCHAID** 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. SCHAID's** license.
 8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SCHAID** 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. SCHAID'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. SCHAID** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SCHAID's** history.
 9. Within thirty (30) days prior to **MS. SCHAID** initiating drug screening, **MS. SCHAID** 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. SCHAID**.
 10. After initiating drug screening, **MS. SCHAID** 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. SCHAID** 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. SCHAID** 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. SCHAID** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SCHAID

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

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

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

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

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. SCHAID** 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. SCHAID** shall **notify the Board, in writing.**
11. **MS. SCHAID** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. SCHAID** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. SCHAID** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. SCHAID

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Stowers, Diane L., R.N. 220708 (CASE #11-4590)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **DIANE LEE RHEGNESS STOWERS** in the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. STOWERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. STOWERS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STOWERS'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. STOWERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STOWERS** 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. STOWERS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. STOWERS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. STOWERS'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. STOWERS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ethics, and two (2) hours of Professionalism.

Monitoring

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

Reporting Requirements of MS. STOWERS

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

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

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

6. **MS. STOWERS** 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. STOWERS** 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. STOWERS** 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. STOWERS** 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. STOWERS** 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. STOWERS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. STOWERS** 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. STOWERS** shall **notify the Board, in writing.**
11. **MS. STOWERS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. STOWERS** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. STOWERS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were

received.

Reporting Requirements of MS. STOWERS

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

Motion adopted by majority vote of the Board members with Judith Church and J. Jane McFee abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Wise, DeWanda G., P.N. 119337 (CASE #13-3599)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **DEWANDA GWENISE WISE** in the

July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WISE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. WISE's** license to practice nursing as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations for a minimum period of two (2) years.

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

1. **MS. WISE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WISE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. WISE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WISE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WISE's** criminal records check reports to the Board. **MS. WISE's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. WISE** 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 Critical Thinking, five (5) hours of Ethics, and two (2) hours Ohio Nursing Law and Rules.
5. **Within six (6) months of the effective date of this Order, MS. WISE** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. WISE's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. WISE's** comprehensive physical examination and with a comprehensive assessment regarding **MS. WISE's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. WISE** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. WISE** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating

physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WISE's** license to practice, and stating whether **MS. WISE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Employment Conditions

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

Reporting Requirements of MS. WISE

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

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

13. **MS. WISE** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
14. **MS. WISE** shall verify that the reports and documentation required by this Order are received in the Board office.
15. **MS. WISE** 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. WISE's suspension shall be lifted and MS. WISE's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. WISE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WISE** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. WISE** 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. WISE** has complied with all aspects of this Order; and (2) the Board determines that **MS. WISE** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WISE** and review of the reports as required herein. Any period during which **MS. WISE** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Bennett, Eric D., P.N. 107667 (CASE #13-1982)

Action: It was moved by Judith Church, seconded by J. Jane McFee, that upon consideration of the charges stated against **ERIC DALE BENNETT** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. BENNETT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the

Notice of Opportunity for Hearing and that **MR. BENNETT's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED.**

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Butcher, Kimberly P., R.N. 324465 (CASE #13-1448)

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that upon consideration of the charges stated against **KIMBERLY P. BUTCHER** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BUTCHER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and that **MS. BUTCHER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BUTCHER'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. BUTCHER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BUTCHER** 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. BUTCHER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BUTCHER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BUTCHER'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. BUTCHER** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability and Legal Liability for Nurses, and five (5) hours of Disciplinary Actions.

Monitoring

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

- MS. BUTCHER** 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. BUTCHER**.
11. After initiating drug screening, **MS. BUTCHER** 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. BUTCHER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of nine (9) months immediately prior to requesting reinstatement, MS. BUTCHER** 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. BUTCHER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BUTCHER

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

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

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

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

6. **MS. BUTCHER** 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. BUTCHER** 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. BUTCHER** 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. BUTCHER** 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. BUTCHER** 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. BUTCHER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. BUTCHER** 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. BUTCHER** shall **notify the Board, in writing.**
11. **MS. BUTCHER** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. BUTCHER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. BUTCHER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. BUTCHER

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

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Click, Sheri N., R.N. 368900 (CASE #13-0862)

Action: It was moved by Susan Morano, seconded by Sheryl Warner, that upon consideration of the charges stated against **SHERI CLICK** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CLICK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. CLICK's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

(BCII) to conduct a criminal records check of **MS. CLICK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CLICK'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. CLICK** shall submit documentation of her compliance with and release from the terms and conditions imposed in the Order of Immediate Temporary Suspension issued by the Kentucky Board of Nursing to **MS. CLICK**, effective February 11, 2013.

Reporting Requirements of MS. CLICK

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

CLICK and review of the documentation specified in this Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Diemer, Michaela J., P.N. 110779 (CASE #12-2774)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **MICHAELA JOY DIEMER** in the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DIEMER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. DIEMER's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DIEMER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DIEMER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DIEMER** 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. DIEMER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DIEMER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DIEMER'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. DIEMER** 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. DIEMER's** history. **MS. DIEMER** shall self-administer the prescribed drugs only in the manner prescribed.

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

10. After initiating drug screening, **MS. DIEMER** 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. DIEMER** 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. DIEMER** 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. DIEMER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. DIEMER** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. DIEMER's** fitness for duty and safety to practice nursing as a licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. DIEMER's** comprehensive physical examination and with a comprehensive assessment regarding **MS. DIEMER's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. DIEMER** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. DIEMER** shall execute releases to permit the Board approved physician performing the comprehensive physical examination and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DIEMER's** license to practice, and stating whether **MS. DIEMER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physician examination and assessment as a basis for additional terms, conditions, and limitations on **MS. DIEMER's** license.

Reporting Requirements of MS. DIEMER

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

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

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

products containing alcohol.

5. During the probationary period, **MS. DIEMER** 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. DIEMER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DIEMER's** history.
6. **MS. DIEMER** 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. DIEMER** 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. DIEMER** 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. DIEMER** 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. DIEMER** 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. DIEMER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. DIEMER** 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. DIEMER** shall **notify the Board, in writing.**
11. **MS. DIEMER** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. DIEMER** shall have her

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

Reporting Requirements of MS. DIEMER

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Duffey, Sherry L., R.N. 199087 (CASE #12-5055)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **SHERRY L. DUFFEY** in the January 25, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DUFFEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. DUFFEY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DUFFEY'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.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DUFFEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DUFFEY** 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. DUFFEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DUFFEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DUFFEY'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. DUFFEY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules.
5. **Prior to requesting reinstatement by the Board, MS. DUFFEY** shall submit documentation of reinstatement of and an unrestricted license to practice nursing in Texas as a registered nurse, and successful completion of all terms of the Voluntary Surrender Statement and Agreed Order, issued by the Texas Board of Nursing, effective September 10, 2012.

Reporting Requirements of MS. DUFFEY

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

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

1. **MS. DUFFEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DUFFEY** 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. DUFFEY shall notify the Board, in writing.**
4. **MS. DUFFEY** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. DUFFEY** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. DUFFEY** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. DUFFEY

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

FAILURE TO COMPLY

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Lowe , Teresa L., P.N. 099867 (CASE #11-5603)

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that upon consideration of the charges stated against **TERESA LYNN LOWE** in the September 21, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. LOWE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. LOWE's** license to practice nursing as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations for a minimum period of two (2) years.

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

1. **MS. LOWE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LOWE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. LOWE** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LOWE**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. LOWE's** criminal records check reports to the Board. **MS. LOWE's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. LOWE** 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. **Within six (6) months of the effective date of this Order, MS. LOWE** shall submit documentation of her successful compliance with and release from all terms of the Final Order Accepting Proposed Findings of Fact, Conclusions of Law, and Order with Proposed Settlement Agreement entered into by and between Ms. Lowe and the Indiana State Board of Nursing, effective September 28, 2011.

Employment Conditions

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

Reporting Requirements of MS. LOWE

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Haines, Diane F., R.N. 271249 (CASE #13-1224)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **DIANE FAY HAINES** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HAINES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. HAINES's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement,

MS. HAINES'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. HAINES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAINES** 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. HAINES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HAINES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HAINES'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. HAINES** shall submit documentation of her successful completion of all terms of the Final Order Accepting Proposed Findings of Fact, Conclusions of Law and Order, and Proposed Settlement Agreement entered into by and between **MS. HAINES** and the Indiana State Board of Nursing, effective March 4, 2013.

Monitoring

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

Reporting Requirements of MS. HAINES

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

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

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

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

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HAINES** 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. HAINES** shall **notify the Board, in writing.**
11. **MS. HAINES** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. HAINES** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. HAINES** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. HAINES

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. HAINES 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. HAINES's suspension shall be lifted and MS. HAINES's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. HAINES** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HAINES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HAINES** 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. HAINES** has complied with all aspects of this Order; and (2) the Board determines that **MS. HAINES** is able to practice according to acceptable and prevailing standards of safe nursing care without

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

McNeely, Melissa A., R.N. 383911 (CASE #13-0827)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **MELISSA ANNE MCNEELY** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MCNEELY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. MCNEELY's** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Elliott, Kimberley L., P.N. 108883 (CASE #13-1221)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that the Board consolidate Case Numbers 12-002646 and 13-001221. It was further moved that upon consideration of the charges stated against **KIMBERLEY LYNN ELLIOTT** in the January 25, 2013 Notice of Opportunity for Hearing and May 17, 2013 Notice of Opportunity for Hearing ("Notices") and evidence supporting the charges, the Board find that **MS. ELLIOTT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. ELLIOTT's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Lortz, Michelle L., P.N. 112299 (CASE #12-4876)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that upon consideration of the charges stated against **MICHELLE LEIGH LORTZ** in the April 11, 2013 Notice of Immediate Suspension and Opportunity for Hearing and the May 17, 2013 Notice of Opportunity for Hearing ("Notices") and

evidence supporting the charges, the Board find that **MS. LORTZ** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. LORTZ's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LORTZ's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. LORTZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LORTZ** 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. LORTZ** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LORTZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. LORTZ'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. LORTZ** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses and Addiction, five (5) hours of Critical Thinking, and three (3) hours of Ohio Nursing Law and Rules.

Monitoring

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

Reporting Requirements of MS. LORTZ

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

Following reinstatement, MS. LORTZ shall be subject to the following

probationary terms, conditions, and limitations for a minimum period of three (3) years.

1. **MS. LORTZ** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LORTZ** 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. LORTZ** 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. LORTZ's** history. **MS. LORTZ** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. LORTZ** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. LORTZ** 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. LORTZ** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LORTZ's** history.
6. **MS. LORTZ** 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. LORTZ** 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. LORTZ** 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. LORTZ** 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. LORTZ** 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. LORTZ** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. LORTZ** 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. LORTZ** shall **notify the Board, in writing.**
11. **MS. LORTZ** is under a continuing duty to provide a copy of this Order and the Notices to any new employer **prior to accepting nursing employment.** **MS. LORTZ** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. LORTZ** 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 the Notices, including the date they were received.

Reporting Requirements of MS. LORTZ

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Nemes, Jacquelyn A., P.N. 124061 (CASE #12-4000)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. NEMES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. NEMES** 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. NEMES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. NEMES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. NEMES'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. NEMES** 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 Discipline and Nurses, five (5) hours of Substance Use Disorders in Women, and one (1) hour of Ohio Nursing Law and Rules.

Monitoring

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

Reporting Requirements of MS. NEMES

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

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

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

6. **MS. NEMES** 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. NEMES** 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. NEMES** 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. NEMES** 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. NEMES** 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. NEMES** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. NEMES** 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. NEMES** shall **notify the Board, in writing.**
11. **MS. NEMES** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. NEMES** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. NEMES** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. NEMES

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Rankin, Janina D., R.N. 309562 (CASE #11-5366)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **JANINA DENISE RANKIN** in the November 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. RANKIN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. RANKIN's** license to practice

nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. RANKIN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RANKIN** 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. RANKIN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RANKIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RANKIN'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. RANKIN** shall submit documentation that indicates her license to practice nursing in Alabama as a registered nurse has been fully reinstated and is unrestricted.

Reporting Requirements of MS. RANKIN

5. **MS. RANKIN** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. RANKIN** 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. RANKIN** 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. RANKIN** 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. RANKIN** 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. RANKIN** shall verify that the reports and documentation required by

this Order are received in the Board office.

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Silhavy, Lisa M., R.N. 280775, P.N. 096854 (CASE #12-7202)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **LISA MARIE SILHAVY** in the July 26, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SILHAVY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MS. SILHAVY's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SILHAVY's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SILHAVY'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. SILHAVY** 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. SILHAVY** 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 Nurses and Substance Use Disorders, and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

6. **MS. SILHAVY** 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. SILHAVY's** history. **MS. SILHAVY** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. SILHAVY** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. SILHAVY** 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. SILHAVY** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. SILHAVY** 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. SILHAVY's** license, and a statement as to whether **MS. SILHAVY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. SILHAVY** 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. SILHAVY's** license.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SILHAVY** 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. SILHAVY'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. SILHAVY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SILHAVY's** history.
 11. Within thirty (30) days prior to **MS. SILHAVY** initiating drug screening, **MS. SILHAVY** 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. SILHAVY**.
 12. After initiating drug screening, **MS. SILHAVY** 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. SILHAVY** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. SILHAVY** 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. SILHAVY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SILHAVY

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

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

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

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

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

Reporting Requirements of MS. SILHAVY

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Smith, Martha LC., P.N. 094964 (CASE #12-5359)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **MARTHA L.C. SMITH** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SMITH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. SMITH's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Yano, Alanna L., P.N. 115870 (CASE #13-0264)

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

(BCII) to conduct a criminal records check of **MS. YANO**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. YANO'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. YANO** 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. YANO's** history. **MS. YANO** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. YANO** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. YANO** 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. YANO** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. YANO** 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. YANO's** license, and a statement as to whether **MS. YANO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. YANO** 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. YANO's** license.
8. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. YANO** 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. YANO'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. YANO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. YANO's** history.
9. Within thirty (30) days prior to **MS. YANO** initiating drug screening, **MS. YANO** 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. YANO**.
 10. After initiating drug screening, **MS. YANO** 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. YANO** 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. YANO** 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. YANO** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 12. **Prior to requesting reinstatement by the Board, MS. YANO** shall, at her own expense, obtain a psychiatric evaluation addressing pain and mental health issues, from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. YANO** shall provide the psychiatrist with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. YANO's** license, and a statement as to whether **MS. YANO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 13. **MS. YANO** 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. YANO's** license.

Reporting Requirements of MS. YANO

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

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

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

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

Reporting Requirements of MS. YANO

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. YANO 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. YANO's suspension shall be lifted and MS. YANO's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. YANO** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. YANO** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. YANO** 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. YANO** has complied with all aspects of this Order; and (2) the Board determines that **MS. YANO** is able to practice according to acceptable and prevailing standards of safe nursing care without

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Vargo, William P., R.N. 289290 (CASE #13-5705)

Action: It was moved by Judith Church, seconded by Janet Arwood, that the Board consolidate Case Numbers 13-002946 and 13-005705. It was further moved that upon consideration of the charges stated against **WILLIAM PETER VARGO** in the June 5, 2013 Notice of Automatic Suspension, and the September 20, 2013 Notice of Opportunity for Hearing (“Notices”) and evidence supporting the charges, the Board find that **MR. VARGO** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MR. VARGO’s** license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Randleman, Christina S., P.N. 132296 (CASE #13-4274)

Action: It was moved by J. Jane McFee, seconded by Sheryl Warner, that upon consideration of the charges stated against **CHRISTINA S. RANDLEMAN** in the July 26, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. RANDLEMAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing, and that **MS. RANDLEMAN’s** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. RANDLEMAN’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. RANDLEMAN** 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. RANDLEMAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RANDLEMAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RANDLEMAN'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. RANDLEMAN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Nurses and Substance Use Disorders, and two (2) hours of Ohio Nursing Law and Rules.

Monitoring

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

Reporting Requirements of MS. RANDLEMAN

13. **MS. RANDLEMAN** shall sign release of information forms allowing health

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

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

1. **MS. RANDLEMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RANDLEMAN** 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. RANDLEMAN** 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. RANDLEMAN's** history. **MS. RANDLEMAN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. RANDLEMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. RANDLEMAN** 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. RANDLEMAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. RANDLEMAN's** history.
6. **MS. RANDLEMAN** 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. RANDLEMAN** 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. RANDLEMAN** 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. RANDLEMAN** 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. RANDLEMAN** 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. RANDLEMAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. RANDLEMAN** 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. RANDLEMAN** shall **notify the Board, in writing.**
11. **MS. RANDLEMAN** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. RANDLEMAN** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. RANDLEMAN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. RANDLEMAN

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. RANDLEMAN 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. RANDLEMAN's** suspension shall be lifted and **MS. RANDLEMAN's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. RANDLEMAN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. RANDLEMAN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. RANDLEMAN** 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. RANDLEMAN** has complied with all aspects of this Order; and (2) the Board determines that **MS. RANDLEMAN** is able to practice according to acceptable and prevailing standards of safe nursing care

without Board monitoring, based upon an interview with **MS. RANDLEMAN** and review of the reports as required herein. Any period during which **MS. RANDLEMAN** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Wilson, Chanel L., R.N. 379697, P.N. 118035 (CASE #12-6381)

Action: It was moved by Susan Morano, seconded by Nancy Fellows, that upon consideration of the charges stated against **CHANEL LENISE WILSON** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WILSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. WILSON's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WILSON's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Documentation, five (5) hours of Ethics, and two (2) hours of Ohio Nursing Law and Rules.

Reporting Requirements of MS. WILSON

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

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

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

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

Reporting Requirements of MS. WILSON

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. WILSON 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. WILSON's suspension shall be lifted and MS. WILSON's licenses to practice nursing as a registered nurse and as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. WILSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WILSON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. WILSON** 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. WILSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. WILSON** is able to practice

according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WILSON** and review of the reports as required herein. Any period during which **MS. WILSON** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Patton, Laurice R., P.N. 098350 (CASE #13-0571)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **LAURICE RENEE PATTON** in the May 17, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. PATTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. PATTON's** license to practice nursing as a licensed practical nurse be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Hebbeler, Carol L., R.N. 317909 (CASE #12-7207)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **CAROL LYNN HEBBELER** in the January 25, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HEBBELER** 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, that **MS. HEBBELER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HEBBELER'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. HEBBELER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. **MS. HEBBELER** 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. HEBBELER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HEBBELER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HEBBELER'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. HEBBELER** shall submit documentation of her full compliance with the terms and conditions imposed by the Hamilton County Court of Common Pleas Case Number B-1203396.
5. **Prior to requesting reinstatement by the Board, MS. HEBBELER** 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.
6. **Prior to requesting reinstatement by the Board, MS. HEBBELER** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules.

Monitoring

7. **MS. HEBBELER** 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. HEBBELER's** history. **MS. HEBBELER** shall self-administer the prescribed drugs only in the manner prescribed.
8. **MS. HEBBELER** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Prior to requesting reinstatement by the Board, MS. HEBBELER** 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. HEBBELER** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. HEBBELER** 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. HEBBELER's** license, and a statement as to whether **MS. HEBBELER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. **MS. HEBBELER** 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. HEBBELER's** license.
 11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HEBBELER** 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. HEBBELER'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. HEBBELER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HEBBELER's** history.
 12. Within thirty (30) days prior to **MS. HEBBELER** initiating drug screening, **MS. HEBBELER** 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. HEBBELER**.
 13. After initiating drug screening, **MS. HEBBELER** 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. HEBBELER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 14. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HEBBELER** 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. HEBBELER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. HEBBELER

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

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

1. **MS. HEBBELER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HEBBELER** 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. HEBBELER** 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. HEBBELER's** history. **MS. HEBBELER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. HEBBELER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. HEBBELER** 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. HEBBELER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HEBBELER's** history.
6. **MS. HEBBELER** 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. HEBBELER** 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. HEBBELER** 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. HEBBELER** 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. HEBBELER** 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. HEBBELER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. HEBBELER** 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. HEBBELER** shall **notify the Board, in writing**.
11. **MS. HEBBELER** is under a continuing duty to provide a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment**. **MS. HEBBELER** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment**. **MS. HEBBELER** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. HEBBELER

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Jewell, Rebecca J., R.N. 287251 (CASE #11-4432)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **REBECCA JANE JEWELL** in the May 17, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. JEWELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and that **MS. JEWELL's** license to practice nursing as a registered nurse be **Reprimanded** and **Fined**.

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

Within six (6) months of the effective date of this Order, MS. 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 Medication Administration, five (5) hours of Scope of Practice, and two (2) hours of Ohio Nursing Law and Rules.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Mehlman, Andrea J., R.N. 305991 (CASE #12-5607)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board dismiss Item 1. of the January 25, 2013 Notice of Temporary Suspension and Opportunity for Hearing that was issued to Ms. Mehlman in Cases No. 2012-000260 and 2012-005607, based on additional information received in accordance with Section 2953.32 and/or 2953.52 of the Ohio Revised Code.

It was further moved that the Board find that **MS. MEHLMAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and that **MS. MEHLMAN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MEHLMAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MEHLMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MEHLMAN** 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. MEHLMAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MEHLMAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MEHLMAN'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. MEHLMAN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Professional Accountability; four (4) hours of Disciplinary Actions; and five (5) hours of Nurses, Drugs and Alcohol.

Monitoring

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

11. After initiating drug screening, **MS. MEHLMAN** 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. MEHLMAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. MEHLMAN** 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. MEHLMAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MEHLMAN

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

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

1. **MS. MEHLMAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MEHLMAN** 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. MEHLMAN** 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. MEHLMAN's** history. **MS. MEHLMAN** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MEHLMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. MEHLMAN** 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. MEHLMAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MEHLMAN's** history.
6. **MS. MEHLMAN** 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. MEHLMAN** 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. MEHLMAN** 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. MEHLMAN** 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. MEHLMAN** 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. MEHLMAN** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. MEHLMAN** 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. MEHLMAN** shall **notify the Board, in writing.**
11. **MS. MEHLMAN** is under a continuing duty to provide a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. MEHLMAN** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. MEHLMAN** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. MEHLMAN

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

RATIFICATION OF LIFT OF IMMEDIATE SUSPENSION

Steele, Leslie C., R.N. 369535 (CASE #13-0916)

Action: It was moved by Nancy Fellows, seconded by Sheryl Warner, that in the matter of **Leslie C. Steele, R.N.**, the Board approve the Notice of Lift of Immediate Suspension issued December 3, 2013, and dismiss Item 1. of the July 26, 2013 Notice of Immediate Suspension and Opportunity for Hearing that was issued to Ms. Steel in Case No. 2013-000916 based on additional information received and in accordance with Section 2952.52 of the Ohio Revised Code.

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

NOTICE OF TEMPORARY SUSPENSION AND OPPORTUNITY FOR HEARING

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

Simons, Erica J., R.N. 278006 (CASE #13-7380) and Lett, Tracy A., R.N. 229369 (CASE #13-7976).

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

NOTICE OF OPPORTUNITY FOR HEARING

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723., ORC for Trumbull Career & Technical Center, School of Practical Nursing-Post Secondary, (CASE #13-8449).

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

DEFAULT ORDERS

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

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

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the allegations contained in the May 28, 2013 Examination Order and the findings contained in the November 2013 Default Order, the Board find that **MS. SMITH** has committed acts in violation of the Nurse Practice Act, as set forth in the November 2013 Default Order, and that **MS. SMITH's** license to practice nursing as a licensed practical nurse in the State of

Ohio be suspended, as of November 22, 2013, with conditions for reinstatement set forth in the November 2013 Default Order.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

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

Action: It was moved by Sheryl Warner, seconded by Susan Morano, that upon consideration of the allegations contained in the July 18, 2013 Examination Order and the findings contained in the November 2013 Default Order, the Board find that **MS. WEIKEL** has committed acts in violation of the Nurse Practice Act, as set forth in the November 2013 Default Order, and that **MS. WEIKEL's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of November 22, 2013, with conditions for reinstatement set forth in the November 2013 Default Order.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

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

Action: It was moved by Susan Morano, seconded by Nancy Fellows, that upon consideration of the allegations contained in the May 3, 2013 Examination Order and the findings contained in the November 2013 Default Order, the Board find that **MS. MURCHIE** has committed acts in violation of the Nurse Practice Act, as set forth in the November 2013 Default Order, and that **MS. MURCHIE's** application to practice nursing as a licensed practical nurse in the State of Ohio be denied, as of November 22, 2013, with conditions for reapplication set forth in the November 2013 Default Order.

Sheryl Warner was absent for the vote. Motion adopted by majority vote of the Board members with Judith Church abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

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

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that upon consideration of the allegations contained in the June 11, 2013 Examination Order and the findings contained in the November 2013 Default Order, the Board find that **MR. EBERBAUGH** has committed acts in violation of the Nurse Practice Act, as set forth in the November 2013 Default Order, and that **MR. EBERBAUGH's** license to practice nursing as a registered nurse in

the State of Ohio be suspended, as of November 22, 2013, with conditions for reinstatement set forth in the November 2013 Default Order.

Sheryl Warner was absent for the vote. Motion adopted by majority vote of the Board members with Judith Church abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Forte, Jennifer M., R.N. 302853 (CASE #12-4618)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the allegations contained in the April 17, 2013 Examination Order and the findings contained in the September 2013 Default Order, the Board find that **MS. FORTE** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2013 Default Order, and that **MS. FORTE's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of September 20, 2013, with conditions for reinstatement set forth in the September 2013 Default Order.

Sheryl Warner was absent for the vote. Motion adopted by majority vote of the Board members with Judith Church abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

Suglio, Joy D., R.N. 223755 (CASE #12-7368)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board find that **MS. SUGLIO** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. SUGLIO** has admitted the truth of the allegations set forth in the May 2, 2013 Examination Order issued to **MS. SUGLIO** and that **MS. SUGLIO's** ability to provide safe nursing care is impaired. It was further moved that **MS. SUGLIO's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

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

nursing capacity, by Dr. Abdullahi Mubarak, located at 4124 Linden Ave., Suite 100, Dayton, Ohio 45432, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. SUGLIO** shall provide the Examiner with a copy of this Order and the May 2, 2013 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. SUGLIO's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. SUGLIO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MS. SUGLIO** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. SUGLIO** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

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

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

Should **MS. SUGLIO** choose to request a hearing, please mail or deliver the request, in addition to any other correspondence regarding this matter, to **Lisa Ferguson-Ramos, Compliance Unit Manager, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410, or to the email address, hearing@nursing.ohio.gov.**

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 17th day of January, 2014.

SUMMARY SUSPENSION

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board Summarily Suspend the license of Long, Joa L., R.N. 262678, P.N. 090822 (CASE #13-0367), and issue a Notice of Opportunity for Hearing for violations of Chapter 4723., ORC, retroactive to the date it was issued on December 19, 2013, due to the fact that there is clear and convincing evidence that continued practice by Ms. Long presents a danger of immediate and serious harm to the public.

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

MONITORING

RELEASE FROM SUSPENSION/PROBATION

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

Cooper, Jody D., P.N. 136320 (CASE #09-3953) and Ferguson, Jennifer R., R.N. 325460, P.N. 117341 (CASE #12-3318).

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

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released early from the respective Consent Agreement or Adjudication Orders:

Mayle, Karey A., R.N. 386040, P.N. 101360 (CASE #12-3323); Edmondson, Jules R., D.T. 00694 (CASE #07-2465); and Boddie, J'Angelique E., P.N. 145329 (CASE #11-1712).

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

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

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

Yates, Ashley L., P.N. 121615 (CASE #09-5625) and Sinnes, Rae S., R.N. 208221, P.N. 070017 (CASE #09-1428).

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

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

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

Baumann, Angela M., R.N. 301445, P.N. 107589 (CASE #11-2587).

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

RELEASE FROM SUSPENSION/PROBATION ONLY – TEMPORARY PRACTICE RESTRICTION(S) REMAIN ON CERTIFICATE OF AUTHORITY

Action: It was moved by Lisa Klenke, seconded by Sheryl Warner, that the following, with the recommendation by Rhonda Barkheimer, Supervising Member for Disciplinary Matters, be released from the May 18, 2012 Addendum to the Consent Agreements and the September 25, 2009 Consent Agreement with the exception of the temporary practice restriction(s) on the certificate of authority that will remain in effect:

Abbott, Paula F., R.N. 283101, NP 08849, RX 08849 (CASE #12-1237).

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

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

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

Edgeworth, Bonita A., R.N. 312644 (CASE #12-4440) and Kauffman, Melinda L., P.N. 099079 (CASE #12-5552).

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

MOTION TO APPROVE

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that the Board accept the following approvals made by Rhonda Barkheimer, Supervising Member for Disciplinary Matters:

Tippens, Jennifer I., R.N. 396592 (CASE #13-0146)- Approval to seek nursing employment.

Johnson, Dawn R., R.N. 291264 (CASE #08-3347)- Approval to accept an Assistant Director Nursing position with Candlewood Park Healthcare Center.

Ridner, Janine, R.N. 328393 (CASE #11-2182)- Approval to accept a nursing position and to administer, have access to, and possess narcotics, other controlled substances, and mood altering drugs at Crisis Stabilization c/o Central Community Health Board of Hamilton County, Inc.

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

MISCELLANEOUS MONITORING MOTIONS

Wheele, Allison N., R.N. NCLEX (CASE #11-0302)

Action: It was moved by Susan Morano, seconded by Janet Arwood, that the Board approved Wheele, Allison N., R.N. NCLEX (CASE #11-0302), effective January 10, 2014 in accordance with the reapplication conditions and the probationary terms, conditions and limitations set forth in the March 16, 2012 Adjudication Order.

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

Peake, Carol I., R.N. 177151, NP 09813, RX 09813 (CASE #12-0637)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that the Board reinstate the certificate to prescribe for Peake, Carol I., R.N. 177151, NP 09813, RX 09813 (CASE #12-0637), per the terms and conditions of the November 22, 2013 Consent Agreement.

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

REPORTS TO THE BOARD

Open Forum – Friday, January 17, 2014 at 10:00 a.m.

There were no speakers for Open Forum.

Committee on Prescriptive Governance (CPG)

Lisa Emrich presented the report for the CPG meeting held on January 6, 2014. The CPG reviewed the Formulary categories with a prescribing designation of “physician initiated or physician consult” (PI/PC), and changed the prescribing designation of some of the PI/PC categories to “may prescribe.” These will be reflected in the Formulary and its companion Update document.

The CPG determined that the remainder of the PI/PC designated drugs should have their prescribing designation determined by the certificate to

prescribe (CTP) Holder and his/her Collaborating Physician. The agreed upon prescribing designation must be documented in writing in the CTP Holder's Standard Care Arrangement prior to prescribing a drug under the new prescribing designation, no later than April 1, 2014.

Other Reports

Ohio Action Coalition Report

On December 4, 2013, the Robert Wood Johnson Foundation announced that the Ohio Action Coalition (Coalition) was chosen to receive a State Implementation Program (SIP) Grant. The SIP Grant is for two-years and was awarded to a total of 30 state-based Action Coalitions that have developed or made substantial progress toward implementing the IOM recommendations in the Future of Nursing report. For the SIP Grant, the Coalition was required to identify a maximum of two areas of focus for the Grant:

1. Increase the proportion of nurses with a baccalaureate degree in Ohio's nursing workforce: A competency based nursing model will be adopted to provide a framework for nursing education and practice in Ohio and develop partnerships among nursing programs (diploma, AD and BSN) to facilitate seamless progression pathways for RNs to achieve a BSN.
2. Build an infrastructure for the collection and analysis of inter-professional health care workforce data: Renewal data for RNs in 2013 and LPNs in 2014 will be used as baseline data. Analysis of this data will provide information for all work groups to develop recommendations related to Ohio's nursing workforce.

The Data Work Group Co-Chairs discussed workforce forecasting with the SIP Grant researcher during a conference call on January 10, 2014. It is anticipated that this work will provide evidence-based information for stakeholders and the public. The ONA Advancing Nursing Education Task Force projections were provided to the Board, and in addition, Board staff reported that they discussed forecasting with the Center for Workforce Studies of the American Association of Medical Colleges.

The Board noted again that the Coalition provides an opportunity for nursing groups throughout the state to work together. Lisa Klenke recommended that the Board's Advisory Group on Nursing Education work in conjunction with the Coalition, whenever applicable, and that the questions for the education programs' annual reports be reviewed to assure the Board is obtaining the needed data for the Coalition.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Review of Board Policies

Action: It was moved by Sheryl Warner, seconded by J. Jane McFee, that the Board approve the Board Policies for 2014 as submitted. Motion adopted by unanimous vote of the Board members.

Discussion of Board Retreat

The Board discussed proposed agenda items for the Board Retreat.

Financial Disclosure Statements

Joseph Kirk distributed reimbursement information for Financial Disclosure Statements for calendar year 2013 to Board members and answered questions. Financial Disclosure Statements must be completed electronically.

Board Member Attendance for 2014 NCSBN Mid-Year Meeting

President Church and Vice-President J. Jane McFee will attend the NCSBN Mid-Year Meeting on behalf of the Board. L. Emrich and B. Houchen will also attend as members of the NCSBN Leadership Succession Team and the Board of Directors, respectively.

2016 Board Meeting Schedule

The Board agreed by general consensus to approve the proposed 2016 Board meeting schedule.

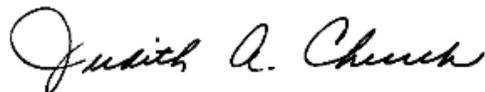
Establishment of Board Practice Committee

The Board appointed Janet Arwood, Lisa Klenke, Jane McFee, and Sheryl Warner to a Board Practice Committee to discuss the statutory provisions of LPN IV therapy. The Committee will meet during the March Board meeting at noon on Thursday, March 20, 2014.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting was adjourned on Thursday, January 16, 2014 at 1:25 p.m. On Friday, January 17, 2014, the meeting adjourned at 10:02 a.m.

Judith Church, DHA, MSN, RN
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

