



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD JULY 24-25, 2014

The regular meeting of the Ohio Board of Nursing (Board) was held on July 24-25, 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, July 24, 2014 at 8:30 a.m., President Judith Church called the Board meeting to order, recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves. On Friday, July 25, 2014 at 8:30 a.m., Vice-President J. Jane McFee called the Board meeting to order. Vice-President J. Jane McFee read the Board mission each day.

BOARD MEMBERS

Judith Church, RN, President (Absent Friday)

J. Jane McFee, LPN, Vice-President

Janet Arwood, LPN

Brenda Boggs, LPN

Nancy Fellows, RN

Lisa Klenke, RN

Maryam Lyon, RN

Susan Morano, RN

Patricia Sharpnack, RN

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.; Attorney Levi Tkach, representing Dennis Reeves, RN, and Steven Kochheiser, AAG, addressed the Board at 1:00 p.m.; Lisa Pawlaczyk, RN, Attorney Melissa Mitchell, and Emily Pelphrey, AAG, addressed the Board at 1:20 p.m. On Friday, Open Forum was held at 10:00 a.m.

On Thursday morning, the Board recessed at 10:30 a.m. and held Quasi-Judicial Case Discussion to deliberate on cases for which no hearing was requested. On Thursday afternoon, the Board adjourned at 1:30 p.m., and held Quasi-Judicial Case Discussion to deliberate on all remaining cases.

Approval of Minutes of the May 2014 Meeting

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board approve the minutes from the May 2014 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 Shannon Flanagan as a Monitoring Agent, and congratulated Tami Earles, licensing specialist, who accepted an administrative support position in the Compliance Unit.
- The Board's progress in meeting the *Valuing Ohio Veterans, Executive Order 2013-05K Recommendations* Report, was reported to the Director of the Department of Veterans Services and the Governor's Office of Workforce Transformation. We are pleased to have received compliments from them about the Board's work and commitment to Veterans.
- The Board requested an opinion whether questions asked by the Board on its application for licensure related to mental health violate Title II of the Americans with Disability Act (ADA), 42 U.S.C. § 12132 et seq. The Board of Nursing questions were originally modeled from questions developed by the State Medical Board of Ohio, which were reviewed by the U.S. Department of Justice (DOJ). The Board also conducted research leading to the conclusion that its questions were legally permissible. However, on February 5, 2014, the DOJ provided a letter to the Louisiana Supreme Court indicating that mental health questions posed on applications for admission to the Bar were not acceptable under the ADA.
- Board staff attended the Governor's Cabinet Opiate Action Team (GCOAT) meeting in May. Workgroup updates were provided and the Ohio Department of Health presented Ohio Drug Overdose Data for 2012.
- Lisa Klenke, Nursing Education Liaison, Tom Dilling, and Lisa Emrich attended the inter-professional PCMH Curriculum Meeting in June to discuss how to better achieve team-based patient-centered care in Ohio.
- The Citizen Advocacy Center in Washington, DC sponsored a conference, and invited T. Dilling to present "Effective Messaging to Community Groups and to the General Public—Case Study: Ohio." The presentation focused on the importance of explaining requirements related to opioid prescribing in a clear, understandable manner for consumers and prescribers.
- Lesleigh Robinson participated in the NCSBN Licensure Task Force meeting in May regarding licensure processes and best practices.

- The Board mailed 58,485 renewal notifications, and as of July 24th, 39,762 LPNs renewed their licenses. The ability to retrieve user IDs and passwords online has been extremely helpful to both licensees and Board staff. The Board has sent renewal reminders to LPNs throughout the renewal period using a new listserv service, Facebook and Twitter.

Legislative Report

T. Dilling reported on HB 165, Hyperbaric Technologists; HB 301, Drug Administration; HB 314, Controlled Substance Informed Consent-Minors; HB 341, Schedule II Drug Prescriptions; HB 366, Hospice-Opioid Diversion Prevention; HB 483, MBR-Operation of State Programs; and SB 3, Rule Making Reform. He also noted that tramadol and products containing tramadol will be classified as Schedule IV controlled substances effective August 18, 2014.

T. Dilling reported that he has learned that some APRNs stated that applicable Medical Board rules do not apply to APRN practice. T. Dilling noted that the Nurse Practice Act specifies that APRNs cannot exceed the authority of their collaborating physician and the collaborating physician must comply with the Medical Board statutes. As inter-professional regulation evolves, the Board may need to clarify this through the Nurse Practice Act or administrative rule.

T. Dilling reported that the Board recently received an inquiry regarding an inter-professional regulatory issue, whether an LPN working on a hospital unit with APRNs and Physician Assistants (PAs) may follow orders to administer medications and treatments written by APRNs and PAs. Under the Nurse Practice Act, LPNs can legally follow orders to administer medications and treatments authorized by APRNs and PAs (noting that with respect to medications, the APRN/PA must hold prescriptive authority). The Nursing and Medical Boards have been discussing how to clarify this. The Board reviewed draft language to clarify the statutes concerning APRN, PA and LPN inter-professional practice and agreed by general consensus to propose to amend the Nurse Practice Act, as discussed.

Fiscal Report

Kathy King provided the fiscal report. The Board completed FY14 within its budgeted appropriations and ended the fiscal year with unspent funds of \$15,200. Board members complimented K. King on her report and management of the FY14 budget.

EXECUTIVE SESSION

On July 24, 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 10:00 a.m. and reported out of Executive Session at 10:25 a.m.

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 1:07 p.m. and reported out of Executive Session at 1:09 p.m.

NEW BUSINESS

Administrative Rule Review 2014

B. Houchen reviewed the proposed rule revisions. Following the May Board meeting, additional rule changes were identified, in part due to legislation. The Board agreed by general consensus to the following revisions:

New Chapter 4723-2

On June 16, 2014, Governor Kasich signed HB 488 (Veterans Benefits) to help veterans and service members more easily enter the civilian workforce. The legislation requires boards and commissions to adopt rules to establish and implement certain licensing processes related to service members or veterans, or spouses of services members or veterans (Section 5903.03, ORC), and includes specific definitions (Section 5903.01, ORC). The legislation also includes modifications to language related to fee waivers and continuing education (Sections 5903.10, 5903.12, ORC) that the Board has previously addressed in its rules. In reviewing all the military-related requirements, it is recommended that military information be contained in one rule Chapter. Chapter 4723-2 had been rescinded in 2008; the new Chapter 4723-2 would include the new military-related rules, as follows:

- 4723-2-01 Definitions: The proposed rule contains definitions mirroring those in HB 488, and defines “applicant” to include any applicant for a license or certificate issued by the Board. The definition of “veteran” proposed at the May meeting for Rule 4723-3-01 will be moved to 4723-2-01.
- 4723-2-02 Processing applications from service members, veterans, or spouses of service members or veterans: The rule incorporates processes the Board implemented in the past year to expedite applications submitted by military/spouses of military, and includes information required by HB 488.
- 4723-2-03 Fee waivers available to service members, veterans, or spouses of service members or veterans: The Board previously adopted rules that provided fee waivers for late application fees and reinstatement fees for licensees and certificate holders related to military service (as required by HB 490, 129th GA) of the licensee/certificate holder or their spouse. The new rule, 4723-2-03 provides all of the fee waiver language that is currently located in various rule chapters in one location for ease of reference. The move will cause language to be deleted from the following rules: 4723-7-09; 4723-8-08; 4723-9-07; 4723-23-05; 4723-26-04; 4723-27-05.

- 4723-2-04 Military duty time extension and factors to be considered: In keeping with a goal of locating all military-related benefits in one location, Rule 4723-2-04 contains language that is currently located in Rule 4723-14-02, regarding continuing education time extensions granted to military members. The language was originally implemented by the Board as required by HB 372 (127th GA). Rule 4723-14-02 would be rescinded. In addition, language will be revised in the following rules to reflect new Rule 4723-2-04: 4723-7-09; 4723-14-04; 4723-23-06; 4723-26-05; 4723-27-06.

Rule 4723-9-12 Standards and procedures for review of OARRS

Effective August 18, 2014, tramadol and products containing tramadol will be Schedule IV controlled substances. Due to this change, it is no longer necessary to separately reference tramadol in Rule 4723-9-12 (A)(4).

Rule 4723-9-13 Instruction specific to schedule II controlled substances

This rule will be rescinded, as it is now obsolete. The rule related to required continuing education to be completed by CTP holders by August 31, 2013.

Chapter 4723-14 Continuing Nursing Education

On June 5, 2014, the Advisory Group on Continuing Education met and recommended that rules in Chapter 14 be revised to reflect the use of the word “outcome” in place of “objective” as it relates to continuing education. The following rules would be revised to reflect this change: 4723-14-01(K); 4723-14-03(E); 4723-14-05(B)(1); 4723-14-06(F)(6); 4723-14-15(A)(3), (4), and (9); and 4723-14-16(A)(3).

Chapter 4723-16 Hearings

- 4723-16-12(B): Language is revised as requested by the Board at the May meeting to change the word “first” to “initial” and retain the word “first” in line three at the beginning of the line.
- 4723-16-13(E)(4): correct typo by inserting the word “be.”

Chapter 4723-23 Dialysis Technicians

- 4723-23-02(A), 4723-23-03(A), 4723-23-08(A): Revised to reflect a new revision date for the referenced form.
- 4723-23-08(E)(6): Revised to reflect changes made by HB 303 (129th GA) that no longer require a registry including notice of enrollment/re-enrollment; and instead require the training program to provide the Board the dates of trainee enrollment and successful completion.
- 4723-23-08(E)(7): Removed “temporary” and insert “dialysis technician intern” to identify the type of certificate that is now issued.

Chapter 4723-26 Community Health Workers

- 4723-26-14: Revised to reflect a new revision date for the referenced form.

APPROVALS

Nursing Education Programs – Approval Status

Eastern Gateway Community College Associate Degree of Nursing Program

Action: It was moved by Patricia Sharpnack, seconded by Janet Arwood, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Eastern Gateway Community College Associate Degree of Nursing Program for a period of five years effective July 24, 2014. It was further moved that the Program submit a progress report to the Board on or before September 4, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Columbus State Community College Practical Nurse Program

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Columbus State Community College Practical Nurse Program for a period of two years effective July 24, 2014. It was further moved that the Program submit progress reports to the Board on or before August 28, 2014, December 19, 2014, and December 18, 2015. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

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

Action: It was moved by Nancy Fellows, seconded by Susan Morano, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Strongsville for a period of five years effective July 24, 2014. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

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

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that, after consideration of the survey visit report and the Program's response to that report, the Board propose to deny Full approval to, and withdraw Conditional approval of Breckinridge School of Nursing and Health Sciences @ ITT Technical Institute, Warrensville Heights, in accordance with Rule 4723-5-04, OAC, and Section 4723.06 (A), ORC, based upon the Program's failure to meet and maintain the standards of education programs established in Chapter 4723-5, OAC, and the requirements of the July 26, 2013 Consent Agreement, and that 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 and Patricia Sharpnack abstaining.

Nursing Education Program Requests

Bryant & Stratton College, Nursing Program Akron

Action: It was moved by Patricia Sharpnack, seconded by Brenda Boggs, that the Board approve, in accordance with Rule 4723-5-16, OAC, the curriculum

revision submitted by Bryant & Stratton College, Nursing Program Akron. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

Bryant & Stratton College Department of Nursing

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

Training Program Approval/Re-approvals

American Renal Associates

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, the dialysis technician training program of American Renal Associates for a period of two years effective July 24, 2014.

Kidney Services of W. Central Ohio Dialysis Technician Training Program

Action: It was moved by Susan Morano, seconded by Patricia Sharpnack, that the Board re-approve, in accordance with Rule 4723-23-07, OAC, Kidney Services of W. Central Ohio Dialysis Technician Training Program for a period of two years effective July 24, 2014. Motion adopted by unanimous vote of the Board members.

Arden Courts-Parma Certified Medication Aide Training Program

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board re-approve, in accordance with Rule 4723-27-07, OAC, Arden Courts-Parma Certified Medication Aide Training Program for a period of two years effective July 24, 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 May 1, 2014 through June 30, 2014 to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; dialysis technician interns; community health workers; and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

OBN Approver for Continuing Education

Upper Valley Medical Center- Education and Development

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that Upper Valley Medical Center-Education and Development, OBN-005-92, be reapproved as an approver of continuing education through July 31, 2019 in accordance with Rule 4723-14-10, OAC. Motion adopted by majority vote of the Board members with Lisa Klenke abstaining.

ADJUDICATION AND COMPLIANCE

On Friday, July 25, 2014, J. Jane McFee requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Slone, Michelle, R.N. 321211 (CASE #14-1368); Davis, Amy, P.N. 152059 (CASE #13-1608); Robinson, Lori, R.N. 337891 (CASE #13-7571); Nalley, Jason, R.N. NCLEX (CASE #13-4715); Cononico, Lisa, R.N. 312225 (CASE #14-1038); Ballard, Victoria, P.N. 108655 (CASE #14-1718); Williams, Melissa, P.N. 134980 (CASE #14-1510); Them, Jennifer, R.N. 309109 (CASE #13-6822); Johnson, Amanda, P.N. 149605 (CASE #14-1492); Hoover, John, P.N. 117252 (CASE #12-6350); Stewart, Shanda, R.N. 316470 (CASE #13-5600); Mathews, Tracy, R.N. 348053 (CASE #13-4354); Thomas, Timothy, P.N. 131049 (CASE #14-2127); Fox, Jennifer, P.N. 128262 (CASE #13-1411); Meade, Sandra, R.N. 303658 (CASE #13-4561); Humrighouse, Monica, R.N. 302863 (CASE #13-6256); Ginn, Norman, R.N. 275711 (CASE #11-0232); Collins, Debra, P.N. 082963 (CASE #14-2665); Lewis, Monessa, R.N. 268485 (CASE #13-6903); Mikesell, Tanya, R.N. 230974 (CASE #14-1819); McClure, Marjorie, R.N. 071953 (CASE #13-6506); Higginbotham, Patricia, R.N. 292951 (CASE #14-1446); Takwih, Nawra, P.N. 145251 (CASE #14-1840); Everhart, Joshua, R.N. 387628 (CASE #14-1406); Perkins, Christiane, R.N. 340673 (CASE #13-1441); Beasley, Dorothy, P.N. 052872 (CASE #14-2384); Becker (Hurst), Karli, R.N. 376139 (CASE #13-0299); Branham, Shari, P.N. 115413 (CASE #14-0528); Langen, Heather, P.N. 098908 (CASE #14-2363); Age, Verna, R.N. 370118, NA 12412 (CASE #14-1414); Dye, Deirdre, R.N. 207777 (CASE #14-1340); Herold, Jane, R.N. 258383 (CASE #14-2482); Bowling, Mary, P.N. 107906 (CASE #13-7603); Carter, Kimberly, R.N. 185548 (CASE #13-3940); Bourgeois, Sheryl, P.N. 058932 (CASE #13-1983); Moore, Erin, R.N. 343925 (CASE #13-7608); Porter, Veronica, R.N. 360487 (CASE #13-1949); Kennedy, Heather, P.N. 112860 (CASE #14-1348); Belknap, George, R.N. 380398 (CASE #13-6076); Menasian, Carey, R.N. 253056 (CASE #13-4007); Adkins, Amy, R.N. 317985 (CASE #14-2029); Adan, Roqayo, R.N. 358830 (CASE #12-4651); Davis, Dijon, P.N. 150502 (CASE #13-7493); Kovacs, Jessica, P.N. 137206 (CASE #13-5797); Jackson, Mary, P.N. NCLEX (CASE #14-1094); Jenkins, Kerry, P.N. 120512 (CASE #12-4429); Forte, Jennifer, R.N. 302853 (CASE #13-8385); Keklak, Katherine, R.N. 358845 (CASE #14-1499); Regan, Kerry, R.N. Endorse (CASE #14-1899); Parrella,

Sandra, R.N. 302114, P.N. 094462 (CASE #13-6607); Bowman, Angela, P.N. 115439 (CASE #14-0930); Jones, Tara, P.N. 118804 (CASE #13-3230); Watson, Rosemary, R.N. 303283, P.N. 066379 (CASE #14-1934); Sims, Bryan, P.N. 119536 (CASE #12-3563); and Lawson, Cindy, R.N. 263545 (CASE #14-3235).

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

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

Breckinridge School of Nursing & Health Sciences @ ITT Technical Institute, Warrensville Heights, (CASE #14-3110).

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

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

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723., ORC for the following case(s):

Vaughn, Melissa, R.N. 321620 (CASE #13-6479); Harp, Jessica, R.N. 340242 (CASE #14-2915); Weber, Ian, R.N. 379970 (CASE #13-1816); Salter, Jennifer, R.N. 271786 (CASE #14-2807); Ward, April, P.N. 136977 (CASE #14-2783); Tepsich, Lisa, P.N. 090537 (CASE #13-5920); Mastin, Julie, R.N. 379120 (CASE #13-7749); Kisilewicz, Rachel, R.N. 358115, P.N. 128240 (CASE #13-8236); Taylor, Timothy, P.N. 135110, R.N. NCLEX (CASE #14-0035); Pettitt, Angelina, P.N. 113733 (CASE #14-0964); Evans, Melanie, R.N. 343682 (CASE #14-3207); and Barta, Ceara, R.N. 338851 (CASE #14-1962).

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

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

AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Hensley, Bridget, R.N. 346642 (CASE #14-2189); Caroppoli, Janette, R.N. 312622, P.N. 093839 (CASE #14-1562); Bushong, LaDonna, R.N. 096832 (CASE #14-2114); Dais, Brandon, R.N. 398272, P.N. 142522 (CASE #14-1385); Watkins, Karen, P.N. 054693 (CASE #14-2115); Horton III, Ronald, P.N. 131525 (CASE #14-2296); Antonelli, Catherina, R.N. 247946 (CASE #14-2420); Bowman, Ginger, R.N. 329008 (CASE #14-1666); House, Kathy, R.N. 179534 (CASE #14-2280); Donaldson, Cheryl, R.N. 253256 (CASE #14-2457); Tyzzer, Laretta, R.N. 349835 (CASE #14-1901); Allen-Carter, Myra, P.N. 132456 (CASE #14-1143); Lopp, Kristin, R.N. 354161 (CASE #14-1444); Raterman, Beth, R.N. 217883 (CASE #14-0240); Creech, Marilyn, R.N. 193936 (CASE #14-2002); Harper, Carol, P.N. 098946 (CASE #14-2294); Risner, Bridget, R.N. 288866 (CASE #14-1922); Hampton, Aisha, R.N. 310360 (CASE #13-6877); Sharpe, Cathy, R.N. 327843, P.N. 107708 (CASE #14-2680); and Finnical, Mindi, P.N. 108241 (CASE #14-2689).

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

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

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, 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):

Rush, Daniel, R.N. 370188 (CASE #14-2354); Rafey, John, R.N. 332876 (CASE #14-1969); Wend, Pamela, P.N. 114257 (CASE #13-3443); Simms, Melanie, P.N. 138037 (CASE #13-1238); Ingram, Janel, P.N. 123157 (CASE #13-4037); McMurray, Rachel, P.N. 128371 (CASE #14-1852); and Weddle, Jeffrey, R.N. 344082 (CASE #13-4481).

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

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

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

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

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

Brenneman, Cynthia, R.N. 297718 (CASE #13-0189); Cornelia, Christina, R.N. 322796 (CASE #13-5618); and Gold, Kandi, R.N. 207202 (CASE #14-3015).

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

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

Voluntary Permanent Withdrawal of Endorsement Application

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

Peoples, Sheila, R.N. Endorse (CASE #13-3246).

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

Complete copies of the Permanent Voluntary Surrender of Approval Status shall be maintained in the exhibit book for the July 2014 Board Meeting.

Voluntary Non-Permanent Withdrawal of Application for Reinstatement

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

Pries, Lynette, P.N. 127181 (CASE #14-0931).

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

Complete copies of the Permanent Voluntary Surrender of Approval Status shall be maintained in the exhibit book for the July 2014 Board Meeting.

CONSENT AGREEMENTS

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, 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):

Hardy, Amanda, P.N. NCLEX (CASE #13-5255); Howard, Tiffany, R.N. 374790, P.N. 137198 (CASE #13-0469); Garcia, Amanda, R.N. 344717 (CASE #11-3296); Carrigan, Timothy, R.N. Endorse (CASE #13-7701); Dowler, Whitney, P.N. NCLEX (CASE #14-1275); Wilson, Emilee, R.N. NCLEX (CASE #13-4699); Briski, Melissa, R.N. 385593 (CASE #13-5241); Bradford, Patricia, P.N. 108799 (CASE #14-1479); Neekamp, Shelley, R.N. 242390 (CASE #14-0636); Allen, Alonna, P.N. 111853 (CASE #13-5232); Haynes, Julie, R.N. 269284 (CASE #13-6212); Chwojdak, Gregory, R.N. 350207 (CASE #14-1062); Rimac, Helen, R.N. 269159 (CASE #12-3104); Krueger, Christopher, P.N. NCLEX (CASE #13-1255); Radke, Heather, R.N. NCLEX (CASE #14-0451); Walker, Nicole, P.N. NCLEX (CASE #14-1317); Woody, Ebony, P.N. NCLEX (CASE #14-1192); Cuellar, Juan, R.N. 383292 (CASE #13-3784); Reed, Robin, P.N. NCLEX (CASE #13-7171); Heasley, Amy, R.N. 259580 (CASE #14-2345); Elliott, Kristin, R.N. 369666 (CASE #13-6975); Kuhn, Rachel, R.N. 354368 (CASE #13-5750); Thacker, Sandra, R.N. 368835 (CASE #12-6798); Roberts, Joslyn, P.N. NCLEX (CASE #13-7543); Neal, Rachel, R.N. 388775 (CASE #14-0299); Pettigrew, Alicia, P.N. NCLEX (CASE #14-1204); Kerrett, Dayna, R.N. 354004 (CASE #13-5842); Hensley, Ashlynn, P.N. NCLEX (CASE #14-0180); King, Joy, R.N. 312492, NP 14466, RX 14466 (CASE #13-4268); Dimoff, Jennifer, R.N. 329938 (CASE #14-0264); Adkins, Deena, R.N. NCLEX (CASE #13-4064); Mohamed, Nada, R.N. 380785, P.N. 141098 (CASE #13-6116); McCann, David, R.N. 231604, NA 06391 (CASE #13-6625); Buettner, Jennifer, R.N. NCLEX (CASE #14-1198); James, April, P.N. 111741 (CASE #14-2329); Immormino, Roberta, R.N. 272630 (CASE #12-1059); Mays, Kelly, P.N. NCLEX (CASE #14-1210); Norton, Malissa, R.N. 279600 (CASE #14-0374); Parrish, Stormie, R.N. 336732 (CASE #14-1633); Patterson, Courtney, P.N. NCLEX (CASE #14-0796); Weber, Jennifer, R.N. NCLEX (CASE #14-1950); Miceli, Ashley, R.N. 386793 (CASE #13-4717); Coate, Carey, R.N. 305549, P.N. 101544 (CASE #13-2890); Moore, Racheal, P.N. 140214 (CASE #12-0970); Tabor, Joann, P.N. NCLEX (CASE #14-1329); Grimes, Tiesha, P.N. NCLEX (CASE #14-1945); Snyder, Kathlene, P.N. 124842 (CASE #13-8298); Dandrea, Kyle, R.N. NCLEX (CASE #13-7900); England, Kayla, P.N. 147313 (CASE #13-5095); Glidewell, John, R.N. Endorse (CASE #14-2253); Patterson, Malinda, R.N. 294317 (CASE #14-0061); Voland, Kristen, P.N. 111877 (CASE #13-7576); Davis, Christophor, R.N. 390932 (CASE #14-0350); Graham, Christine, R.N. 191122 (CASE #14-2132); Miller, Ashley, R.N. 390096 (CASE #14-0124); Carlisle, Nanca, R.N. NCLEX (CASE #13-5273); Nugent, Julie, R.N. 214998 (CASE #13-1175); Howell-Royse, Linda, P.N. 048245 (CASE #13-7153); Ross, Crystal, P.N. NCLEX (CASE #14-1539); Brewer, Darla, P.N. 121496 (CASE #13-1376); Lundquist III, Glenn, R.N. NCLEX (CASE #13-4688); Elam, Jacki, R.N. Endorse (CASE #14-2746); Kendon, Alyshia, R.N. 252214 (CASE #14-2287); Tanner, Christina, P.N. 114472 (CASE #13-1860); Morin, Paula, R.N. 245714 (CASE #12-5690); Cammett, Barbara, P.N. 138825

(CASE #13-7026); Royce, Carolyn, R.N. Endorse (CASE #14-2035); Anderson, Lindsey, P.N. NCLEX (CASE #14-1684); Rasicci, Anthony, R.N. 336629 (CASE #13-5840); Heath, Amy, R.N. 248574 (CASE #14-1807); Truett, Tracy, P.N. 103171 (CASE #14-2130); Sayre, Aron, R.N. 362101, P.N. 108489 (CASE #13-4311); Rosado, Sandra, R.N. 314992, NA 08059 (CASE #14-0166); Gaddis, Katie, R.N. 356626 (CASE #13-5288); Lee, Lisa, R.N. 263663 (CASE #13-3132); Eaton, William, R.N. 387827 (CASE #13-7771); Hale, Lori, R.N. 329555 (CASE #13-7238); Jagodzinski, Andrea, R.N. 385451 (CASE #13-8115); Varckette, Kathleen, P.N. 149269 (CASE #13-7536); Smith, Bonnie, R.N. 207852 (CASE #13-3545); Surofchek, Mitzi, R.N. 396818 (CASE #13-7743); Elmer, Kathleen, R.N. 375962, P.N. 130987 (CASE #14-0062); Joseph, Melvina, P.N. 144068 (CASE #13-7629); VanGundy, Amy, R.N. 355861, P.N. 134118 (CASE #14-2008); Reed, Erin, DT 00132 (CASE #14-2453); Addington, Mark, R.N. 395562 (CASE #13-8137); Hunt, Shelley, P.N. 114187 (CASE #13-7156); Costello, Mary, R.N. 359661 (CASE #14-1710); DeLeon, Yolanda, R.N. 300210 (CASE #14-0198); Kiddoo, Diana, P.N. 096038 (CASE #13-1927); Trovato-Vass, Janel, R.N. 269398, NP 13778 (CASE #14-0048); De Poy, Bradley, R.N. 266231 (CASE #13-0275); Dimaline, Marsha, R.N. 247485 (CASE #14-2452); Rucker, Edla, R.N. 268770, NP 10100, RX 10100 (CASE #13-4199); Mullins, Ryan, P.N. NCLEX (CASE #14-2195); Tate, April, R.N. 335239 (CASE #12-5162); Sloan, Brock, DT applicant (CASE #14-2801); Clark, Leslie, P.N. NCLEX (CASE #14-2060); Paumier, Angela, R.N. 321037 (CASE #13-6557); Oberg, Renee, R.N. NCLEX, P.N. 123079 (CASE #14-1573); Smith, Richard, R.N. 290242 (CASE #14-2122); Blankenship, Cynthia, R.N. 197728, NA 12259 (CASE #14-1441); Hotz, Renee, R.N. 259385 (CASE #13-5105); Mather, Danielle, P.N. NCLEX (CASE #14-1536); Himburg, Susan, R.N. 264660 (CASE #13-3659); Skundrich, Mary Lou, R.N. 221290 (CASE #13-6523); Gates, Kimberly, R.N. 132053 (CASE #14-2681); Kraykovich, Krysten, R.N. 385800 (CASE #13-4716); and Tabor, Charlene, R.N. 264141, P.N. 051027 (CASE #14-0941).

Susan Morano abstained from voting on all cases.

Maryam Lyon voted no on Woody, Ebony, P.N. NCLEX (CASE #14-1192) only. J. Jane McFee voted no on Elmer, Kathleen, R.N. 375962, P.N. 130987 (CASE #14-0062) 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 July 2014 Board Meeting.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Chapman, Dustin, R.N. 372269 (CASE #12-2545)

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that the Board dismiss the legal allegation related to Section 4723.28(B)(19), ORC, and 4723.28(B)(16), ORC, as it relates to Rules 4723-4-06 and 4723-4-06(H),

Ohio Administrative Code, in the May 2013 Notice of Opportunity for Hearing with regard to Patient #10. 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 **DUSTIN EDWARD CHAPMAN's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Snell, Charles, R.N. 283175 (CASE #13-2635)

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, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **CHARLES DAMON SNELL's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, **MR. SNELL'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, with the **Temporary Practice Restrictions** set forth below.

The rationale for the modification is that the Hearing Examiner's recommendation did not specify the length of probation following reinstatement, and the Board has determined that a probationary period of two (2) years, with temporary practice restrictions for a period of five (5) years, will serve to effectively monitor **MR. SNELL's** practice and protect the public.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. SNELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. SNELL** 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. SNELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. SNELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. SNELL'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. SNELL** 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 Professionalism; ten (10) hours of Ethics; and three (3) hours of Ohio Nursing Law and Rules.

Monitoring

5. **Prior to requesting reinstatement by the Board, MR. SNELL** shall, at his own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. SNELL** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. SNELL's** license, and a statement as to whether **MR. SNELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MR. SNELL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. SNELL's** license.

Reporting Requirements of MR. SNELL

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

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

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

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

Employment Conditions

3. Prior to accepting employment as a nurse, each time with every employer, **MR. SNELL shall notify the Board, in writing.**
4. **MR. SNELL** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. SNELL** 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. SNELL** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. SNELL

5. **MR. SNELL** shall sign releases of information forms allowing health

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

Temporary Practice Restrictions

Following reinstatement, MR. SNELL's license shall be subject to the following Temporary Practice Restrictions for a period of five (5) years.

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

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

DURATION

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Carroll, Ashley, P.N. 133526 (CASE #13-1460)

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 modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ASHLEY MARIE CARROLL's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. CARROLL'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.

The rationale for the modification is the following: The Board in its expertise has determined that in order to protect the public, **MS. CARROLL** should be permanently, rather than temporarily as recommended by the Hearing Examiner, restricted from working in unsupervised settings and from having access to or administering narcotics.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CARROLL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CARROLL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. CARROLL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CARROLL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CARROLL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. CARROLL** shall submit documentation of her successful completion of all terms imposed by the State of Indiana, Board of Nursing in the January 10, 2012 Final Order Accepting Proposed Findings of Fact, Conclusions of Law and Order, and Proposed Settlement Agreement, and that her Indiana license is fully reinstated and unencumbered.

Monitoring

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

- on **MS. CARROLL's** license, and a statement as to whether **MS. CARROLL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. CARROLL** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. CARROLL's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. CARROLL** 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. CARROLL'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. CARROLL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. CARROLL's** history.
 10. Within thirty (30) days prior to **MS. CARROLL** initiating drug screening, **MS. CARROLL** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. CARROLL**.
 11. After initiating drug screening, **MS. CARROLL** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. CARROLL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. CARROLL** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. CARROLL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. CARROLL

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

DURATION

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

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

1. **MS. CARROLL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CARROLL** shall appear in person for interviews before the full Board

or its designated representative as requested by the Board or its designee.

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. CARROLL** shall **notify the Board, in writing.**
11. **MS. CARROLL** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. CARROLL** 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. CARROLL** 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 Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. CARROLL

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1)

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Coaster, Tinita, R.N. NCLEX (CASE #12-3787)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, 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 after she passes the NCLEX-RN examination, **MS. COASTER** be granted a license to practice nursing as a registered nurse, that the license be suspended indefinitely, and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year to run when **MS. COASTER** is practicing as a registered nurse in the State of Ohio, with the **Temporary Practice Restrictions** set forth below.

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

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

Monitoring

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

5. **MS. COASTER** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **For the first two (2) months of the probationary period, MS. COASTER** 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. COASTER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COASTER's** history.
7. **For the first two (2) months of the probationary period, MS. COASTER** 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. COASTER** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

11. **MS. COASTER** 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.
12. **MS. COASTER, 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. COASTER** 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. COASTER** 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. COASTER** 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. COASTER

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

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon

the Journal of the Board for the 25th day of July, 2014.

Thomason, Sandra, R.N. 375998 (CASE #13-3853)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, 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 **SANDRA ANN THOMASON's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) years retroactive to November 5, 2012, with the conditions for reinstatement set forth below, and following reinstatement, **MS. THOMASON'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, with the **Permanent Practice** and **Permanent Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. THOMASON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. THOMASON** 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. THOMASON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THOMASON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. THOMASON'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. THOMASON** shall submit documentation of her full compliance with the terms and conditions imposed by the Montgomery County Court of Common Pleas in Case Number 2012 CR 3615.

Monitoring

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

7. **Prior to requesting reinstatement by the Board, MS. THOMASON** 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. THOMASON** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. THOMASON** 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. THOMASON's** license, and a statement as to whether **MS. THOMASON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. THOMASON** 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. THOMASON's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. THOMASON** 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. THOMASON'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. THOMASON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THOMASON's** history.
10. Within thirty (30) days prior to **MS. THOMASON** initiating drug screening, **MS. THOMASON** 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. THOMASON**.
11. After initiating drug screening, **MS. THOMASON** 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. THOMASON** 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. THOMASON** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. THOMASON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. THOMASON** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. THOMASON's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. THOMASON's** comprehensive physical examination and with a comprehensive assessment regarding **MS. THOMASON's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. THOMASON** shall provide the Board approved physician with a copy of this Order and the Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. THOMASON** 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. THOMASON's** license to practice, and stating whether **MS. THOMASON** 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. THOMASON's** license.

Reporting Requirements of MS. THOMASON

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

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

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

drugs only in the manner prescribed.

4. **MS. THOMASON** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Upon the request of the Board or its designee, MS. THOMASON** 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. THOMASON** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. THOMASON** 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. THOMASON's** license, and a statement as to whether **MS. THOMASON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. THOMASON** 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. THOMASON's** license.
7. During the probationary period, **MS. THOMASON** 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. THOMASON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THOMASON's** history.
8. **MS. THOMASON** shall attend a minimum of two (2) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. THOMASON** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

9. Within sixty (60) days of the execution of the probationary period, **MS.**

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

Employment Conditions

12. Prior to accepting employment as a nurse, each time with every employer, **MS. THOMASON** shall **notify the Board, in writing.**
13. **MS. THOMASON** 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. THOMASON** 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. THOMASON** 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. THOMASON

14. **MS. THOMASON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. THOMASON** 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. THOMASON** 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. THOMASON** 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. THOMASON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. THOMASON** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. THOMASON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
21. Prior to working as a nurse, **MS. THOMASON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

After MS. THOMASON has worked in a position(s) requiring a nursing license for at least five (5) total years from the date of this Order, MS. THOMASON may request Board approval in advance to work in specific settings or positions, which are otherwise prohibited by the permanent practice restrictions outlined below.

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Gibson, Danelle, P.N. 131884 (CASE #13-2889)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, 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 **DANELLE LYNN GIBSON's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than five (5) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. GIBSON'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. GIBSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GIBSON** 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. GIBSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GIBSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GIBSON'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. GIBSON** shall submit documentation of her full compliance with the terms and conditions imposed by the Portage County Court of Common Pleas in Case Numbers 2012 CR 0424, and 2010 CR 0858.
5. **Prior to requesting reinstatement by the Board, MS. GIBSON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Veracity in Nursing.

Monitoring

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

provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GIBSON

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

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

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

treatment, **MS. GIBSON** 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. GIBSON** shall **notify the Board, in writing.**
11. **MS. GIBSON** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. GIBSON** 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. GIBSON** 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 Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. GIBSON

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Thompson, Shanda, R.N. 275194 (CASE #11-1607)

Action: It was moved by J. Jane McFee, seconded by Patricia Sharpnack, that the Board redact a social security number in Respondents Exhibit YY. 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 **SHANDA RENEE THOMPSON's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and following reinstatement, **MS. THOMPSON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Temporary Practice** and **Temporary Narcotic Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

10. After initiating drug screening, **MS. THOMPSON** 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. THOMPSON** 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. THOMPSON** 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. THOMPSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
12. **Prior to requesting reinstatement by the Board, MS. THOMPSON** 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. THOMPSON** shall provide the psychiatrist with a copy of this Order and the 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. THOMPSON's** license, and a statement as to whether **MS. THOMPSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
13. **MS. THOMPSON** 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. THOMPSON's** license.

Reporting Requirements of MS. THOMPSON

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

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

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

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

Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. THOMPSON** 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. THOMPSON** 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 Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. THOMPSON

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

The following Temporary Narcotic and Temporary Practice Restrictions do not apply to MS. THOMPSON's employment at Helping Hands, while she is subject to Helping Hand's Behavioral Agreement:

Temporary Narcotic Restriction

The following Temporary Narcotic Restrictions are in effect unless otherwise approved in advance by the Board:

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

Temporary Practice Restrictions

The following Temporary Practice Restrictions are in effect unless otherwise approved in advance by the Board:

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Thuma, Angela, P.N. 116757 (CASE #12-5388)

Action: It was moved J. Jane McFee, seconded by Maryam Lyon, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ANGELA JO-ANNE THUMA's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than five (5) years, with a credit of eighteen (18) months based on the time **MS. THUMA's** license was placed on inactive status, December 20, 2012, to July 24, 2014, with the conditions for reinstatement set forth below, and following reinstatement, **MS. THUMA'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.

The rationale for the modification is that the Hearing Examiner's recommendation was for a license suspension from the date of the hearing, which is not legally possible; and further, the Hearing Examiner recommended imposing practice restrictions related to supervising or managing nursing practice, rather than practicing in unsupervised settings.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. THUMA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. THUMA** 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. THUMA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THUMA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. THUMA'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. THUMA** shall submit documentation of her full compliance with the terms and conditions imposed by the Scioto County Court of Common Pleas in Case Number 12CR000774.

Monitoring

5. **MS. THUMA** 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. THUMA's** history. **MS. THUMA** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. THUMA** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Within ninety (90) days prior to requesting reinstatement by the Board, MS. THUMA** 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. THUMA** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. THUMA** 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. THUMA's** license, and a statement as to whether **MS. THUMA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. THUMA** 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. THUMA's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. THUMA** 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. THUMA'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. THUMA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. THUMA's** history.
10. Within thirty (30) days prior to **MS. THUMA** initiating drug screening, **MS. THUMA** 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. THUMA**.
 11. After initiating drug screening, **MS. THUMA** 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. THUMA** 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. THUMA** shall attend a minimum of three (3) meetings per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. THUMA** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Within ninety (90) days prior to requesting reinstatement by the Board, MS. THUMA** 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. THUMA** shall provide the psychiatrist with a copy of this Order and the 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. THUMA's** license, and a statement as to whether **MS. THUMA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 14. **MS. THUMA** 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. THUMA's** license.

Reporting Requirements of MS. THUMA

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

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

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

rules governing the practice of nursing in Ohio.

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

9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. THUMA** 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. THUMA** shall **notify the Board, in writing.**
11. **MS. THUMA** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. THUMA** 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. THUMA** 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 Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. THUMA

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Pawlaczyk, Lisa, R.N. 339744 (CASE #12-5983)

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that the Board redact the social security number in Respondent's Exhibit B, pages 5, 7 and 9. 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 **LISA MARIE PAWLACZYK'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. PAWLACZYK'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, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

effective date of this Order: six (6) hours of Anger Management; ten (10) hours of Patient Abuse and Patient Rights; and thirty (30) hours of Dealing with Combative Patients.

Monitoring

5. **Prior to requesting reinstatement by the Board, MS. PAWLACZYK** 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. PAWLACZYK** shall provide the psychiatrist with a copy of this Order and the 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. PAWLACZYK's** license, and a statement as to whether **MS. PAWLACZYK** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. PAWLACZYK** 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. PAWLACZYK's** license.

Reporting Requirements of MS. PAWLACZYK

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

Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

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

1. **MS. PAWLACZYK** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PAWLACZYK** 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. PAWLACZYK shall notify the Board, in writing.**
4. **MS. PAWLACZYK** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. PAWLACZYK** 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. PAWLACZYK** 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 Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. PAWLACZYK

5. **MS. PAWLACZYK** shall sign releases of information forms allowing health

- professionals and other organizations to submit the requested documentation directly to the Board.
6. **MS. PAWLACZYK** 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. PAWLACZYK** 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. PAWLACZYK** 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. PAWLACZYK** 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. PAWLACZYK** shall verify that the reports and documentation required by this Order are received in the Board office.
 11. **MS. PAWLACZYK** 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. PAWLACZYK** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Dragash, Terry, R.N. 175049 (CASE #13-3369)

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows, that the Board grant the State's Motion to redact the social security number on State's Exhibit 6, page 2. 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 **TERRY A. DRAGASH's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Reeves, Dennis, R.N. 392282 (CASE #13-3556)

Action: It was moved by Lisa Klenke, seconded by Sheryl Warner, that the Board grant the State's motion to redact the last four (4) digits of **MR.**

REEVES's social security number found on State's Exhibit 6, page 6, and full social security number from State's Exhibit 6, page 9. 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 abstain from taking disciplinary action for the violation of Section 4723.28(A), ORC, and further that **DENNIS WAYNE REEVES's** license to practice nursing as a registered nurse in the State of Ohio be **Reprimanded** and that **MR. REEVES** be required to complete continuing education courses as specified and approved by the Board, for the violation of Section 4723.28(B)(1), ORC.

Within six (6) months of the effective date of this Order, MR. REEVES shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order, and approved in advance by the Board or its designee: two (2) hours of Ohio Nursing Law and Rules; five (5) hours of Ethics; and five (5) hours of Professionalism.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Collins, Jennifer, P.N. 093711 (CASE #13-1610)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, 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 abstained from taking disciplinary action for the violation of Section 4723.28(A), ORC, and that **JENNIFER DAWN COLLINS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) months with the conditions for reinstatement set forth below, and following reinstatement, **MS. COLLINS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. COLLINS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. COLLINS'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. **Prior to requesting reinstatement by the Board, MS. COLLINS** 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. COLLINS** shall provide the chemical dependency professional with a copy of this Order. Further, **MS. COLLINS** 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. COLLINS's** license, and a statement as to whether **MS. COLLINS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. COLLINS** 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. COLLINS's** license.

Reporting Requirements of MS. COLLINS

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

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

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

6. **MS. COLLINS** 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. COLLINS** 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. COLLINS** 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. COLLINS** 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. COLLINS** 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. COLLINS** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. COLLINS** 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. COLLINS** shall **notify the Board, in writing.**
11. **MS. COLLINS** is under a continuing duty to provide a copy of this Order to any new employer **prior to accepting nursing employment.** **MS. COLLINS** 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. COLLINS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order including the date it was received.

Reporting Requirements of MS. COLLINS

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

Temporary Practice Restrictions

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

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

responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Fazio, Lisa, R.N. 322629 (CASE #12-0453)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, 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 the Notice of Opportunity for Hearing issued on July 26, 2013, to **LISA P. FAZIO, R.N.**, be DISMISSED.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Bolton, Lisa, R.N. 222530 (CASE #12-6948)

Action: It was moved by Brenda Boggs, seconded by Patricia Sharpnack, 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 **LISA MARIE BOLTON's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. BOLTON'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, with the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BOLTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BOLTON** 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. BOLTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BOLTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BOLTON'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. BOLTON** 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: fifteen (15) hours of Substance Abuse and Chemical Dependency.

Monitoring

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

Reporting Requirements of MS. BOLTON

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

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

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

Reporting Requirements of MS. BOLTON

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

Temporary Practice Restrictions

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

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Guardo, Melissa, R.N. 315246 (CASE #12-2694)

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, 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 **MELISSA ANN GUARDO's** license to practice nursing as a registered nurse in the State of Ohio be **Reprimanded** and that **MS. GUARDO** be required to complete continuing education courses as specified and approved by the Board.

Within six (6) months of the effective date of this Order, MS. GUARDO shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order, and approved in advance by the Board or its designee: five (5) hours of Professional Boundaries; ten (10) hours of Patient Confidentiality; ten (10) hours of Critical Thinking; and two (2) hours of Ohio Nursing Law and Rules.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

McDonald, Faith, R.N. 331553 (CASE #12-6819)

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **FAITH ANN MCDONALD's** license to practice nursing as a registered nurse in the State of Ohio be **Reprimanded** and that **MS. MCDONALD** be required to complete continuing education courses as specified and approved by the Board.

The rationale for the modification is the following: The Board in its expertise has determined that completion of continuing education will remediate **MS. MCDONALD's** deficiency and that periodic practice evaluations are not

required to protect the public.

Within six (6) months of the effective date of this Order, MS. MCDONALD shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order, and approved in advance by the Board or its designee: thirty (30) hours of Home Health Nursing; and ten (10) hours of Emergency Responses.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Francis, Lori, R.N. 282358, P.N. 096880 (CASE #12-6835)

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, 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 **MS. FRANCIS's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Practice Restrictions** set forth below.

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

1. **MS. FRANCIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. FRANCIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. FRANCIS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FRANCIS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. FRANCIS's** criminal records check reports to the Board. **MS. FRANCIS'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. FRANCIS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken

subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and five (5) hours of Ethics and Professionalism.

Employment Conditions

5. **MS. FRANCIS** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
6. **MS. FRANCIS, 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. FRANCIS** 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. FRANCIS** 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. FRANCIS** 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. FRANCIS

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

12. **MS. FRANCIS** shall verify that the reports and documentation required by this Order are received in the Board office.

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Shumaker, Zachariah, R.N. 378494 (CASE #13-2792)

Action: It was moved by Nancy Fellows, seconded by Maryam Lyon, that the Board accept all of the Findings of Fact and Conclusions of Law of the Hearing Examiner, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **ZACHARIAH SETH SHUMAKER's** license to practice nursing as a registered nurse in the State of Ohio be **Reprimanded**.

The rationale for this modification is the following:

MR. SHUMAKER had a low level of culpability in the criminal case and has accepted responsibility for his actions.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

BOARD HEARING COMMITTEE

McElroy, Jeff, R.N. 250454 (CASE #13-2821)

Action: It was moved by Maryam Lyon, seconded by Lisa Klenke, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and that **JEFF WARREN MCELROY's** license to practice nursing as a registered nurse in the State of Ohio be **PERMANENTLY REVOKED**.

Motion adopted by majority vote of the Board members with Janet Arwood, J. Jane McFee and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Wiegand, Shannon-Marie, DT applicant (CASE #13-5488)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and that **MS. WIEGAND's** application for a certificate to practice as a dialysis technician intern is granted and the certificate is suspended, and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of six (6) months.

MS. WIEGAND's certificate to practice as a dialysis technician intern shall be subject to the following probationary terms, conditions, and limitations:

1. **MS. WIEGAND** shall obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
2. **MS. WIEGAND** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. WIEGAND** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WIEGAND**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WIEGAND's** criminal records check reports to the Board. **MS. WIEGAND'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. WIEGAND** shall, in addition to the requirements of certificate renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: two (2) hours of Critical Thinking, and five (5) hours of Ethics.

Employment Conditions

5. **MS. WIEGAND** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
6. **MS. WIEGAND, within fifteen (15) days of the effective date of this Order**, if working in a position in which a certificate to practice as a dialysis technician intern is required, shall provide her employer(s) with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. WIEGAND** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer **prior to accepting employment as a dialysis technician intern. MS. WIEGAND** shall have her employer(s), if working in a position where a certificate to practice as a dialysis technician intern is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a dialysis technician intern. MS. WIEGAND** 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. WIEGAND

7. **MS. WIEGAND** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. **MS. WIEGAND** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe dialysis practice.
9. **MS. WIEGAND** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
10. **MS. WIEGAND** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
11. **MS. WIEGAND** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
12. **MS. WIEGAND** shall verify that the reports and documentation required by this Order are received in the Board office.
13. **MS. WIEGAND** 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. WIEGAND's suspension shall be lifted and MS. WIEGAND's certificate to practice as a dialysis technician intern will be automatically suspended if it appears to the Board that **MS. WIEGAND** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WIEGAND** via certified mail of the specific nature of the charges and automatic suspension of her certificate. Upon receipt of this notice, **MS. WIEGAND** 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. WIEGAND** has complied with all aspects of this Order; and (2) the Board determines that **MS. WIEGAND** is able to practice according to acceptable and prevailing standards of safe dialysis care without

Board monitoring, based upon an interview with **MS. WIEGAND** and review of the reports as required herein. Any period during which **MS. WIEGAND** does not work in a position for which a certificate to practice as a dialysis technician intern 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, J. Jane McFee and Susan Morano abstaining.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Stewart, Shannon, P.N. NCLEX (CASE #13-2680)

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and modify the Recommendation in the Board Hearing Committee's Report and Recommendation, and that **MS. STEWART** be authorized to take the NCLEX-PN, and, if she passes the exam, that **MS. STEWART** be granted a license to practice nursing as a licensed practical nurse in the State of Ohio, that her license be indefinitely suspended, and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with the **Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board in its expertise has determined that in order to protect vulnerable patients, the practice restrictions should be permanent rather than temporary, as recommended by the Board Hearing Committee.

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

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

STEWART 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.

Employment Conditions

5. **MS. STEWART** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
6. **MS. STEWART, 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. STEWART** 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. STEWART** 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. STEWART** 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. STEWART

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

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

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

NO REQUEST FOR HEARING

Kauffman, Karin, R.N. 198690 (CASE #13-5620)

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **KARIN L. KAUFFMAN** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KAUFFMAN** 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. KAUFFMAN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KAUFFMAN'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 Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

prescribed drugs only in the manner prescribed.

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

Reporting Requirements of MS. KAUFFMAN

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

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

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

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

Temporary Practice Restrictions

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

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

violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. KAUFFMAN** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. KAUFFMAN** 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. KAUFFMAN** has complied with all aspects of this Order; and (2) the Board determines that **MS. KAUFFMAN** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. KAUFFMAN** and review of the reports as required herein. Any period during which **MS. KAUFFMAN** 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 25th day of July, 2014.

Ball, Duane, R.N. 280281 (CASE #13-4395)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **DUANE ALAN BALL** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. BALL** 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. BALL'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, **MR. BALL'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 Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. BALL's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

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

Reporting Requirements of MR. BALL

12. **MR. BALL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MR. BALL** 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. BALL** 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. BALL** 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. BALL** shall submit the reports and documentation required by this

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

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

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

1. **MR. BALL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. BALL** 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. BALL** 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. BALL's** history. **MR. BALL** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. BALL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. BALL** 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. BALL** shall be negative, except for substances prescribed, administered, or

dispensed to him by another so authorized by law who has full knowledge of **MR. BALL's** history.

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time and with every employer, **MR. BALL** shall **notify the Board, in writing.**
11. **MR. BALL** is under a continuing duty to provide a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MR. BALL** 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. BALL** shall have his employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing, including the date they were received.

Reporting Requirements of MR. BALL

12. **MR. BALL** shall sign releases of information forms allowing health

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

Temporary Practice Restrictions

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

MR. BALL 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. BALL's** suspension shall be lifted and **MR. BALL's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. BALL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. BALL** via certified mail of the specific nature of the charges and automatic suspension of his license. Upon receipt of this notice, **MR. BALL** 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. BALL** has complied with all aspects of this Order; and (2) the Board determines that **MR. BALL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. BALL** and review of the reports as required herein. Any period during which **MR. BALL** 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 25th day of July, 2014.

Thomas, Amanda, P.N. 119750 (CASE #13-7160)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **AMANDA K. THOMAS** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. THOMAS** 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. THOMAS'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. THOMAS's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

designee.

3. **Prior to requesting reinstatement by the Board, MS. THOMAS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. THOMAS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. THOMAS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. THOMAS** shall submit documentation of her full compliance with the terms and conditions imposed by the Franklin County Court of Common Pleas in Case Number 12CR-2752.

Monitoring

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

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

14. **MS. THOMAS** 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. THOMAS's** license.

Reporting Requirements of MS. THOMAS

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

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

- treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner.
8. **MS. THOMAS** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. THOMAS** throughout the duration of this Order.
 9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MS. THOMAS** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. THOMAS** shall **notify the Board, in writing.**
11. **MS. THOMAS** 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. THOMAS** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. THOMAS** 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. THOMAS

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

MS. THOMAS shall not practice nursing as a 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. THOMAS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

FAILURE TO COMPLY

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

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

DURATION

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

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 25th day of July, 2014.

Solomon, Jacklyn, P.N. 150484 (CASE #13-6920)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **JACKLYN S. SOLOMON** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SOLOMON** 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. SOLOMON'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. SOLOMON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

- (BCII) to conduct a criminal records check of **MS. SOLOMON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SOLOMON'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. SOLOMON** shall submit documentation of her full compliance with the terms and conditions imposed by the Columbiana County Municipal Court in Case Number 2011 CRB24.
 5. **Prior to requesting reinstatement by the Board, MS. SOLOMON** shall submit documentation of her full compliance with the terms and conditions imposed by the Columbiana County Municipal Court in Case Number 2013 CRB 230.
 6. **Prior to requesting reinstatement by the Board, MS. SOLOMON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of a nursing refresher course or an extensive orientation that shall be approved in advance by the Board or its designee. The above-noted course/orientation shall include an educational component geared towards licensed practical nurses and shall address such topics as: Professionalism and Respect for the Nurse-Patient Relationship.

Monitoring

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

The chemical dependency professional shall include a specific recommendation in the written opinion as to whether **MS. SOLOMON** should be required to abstain from alcohol or any products containing alcohol.

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

Reporting Requirements of MS. SOLOMON

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

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

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

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

Permanent Practice Restrictions

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

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

Unless otherwise approved in advance by the Board or its designee, MS. SOLOMON shall not function in any nursing position or employment, where the job duties or requirements involve financial activity and/or financial transactions.

FAILURE TO COMPLY

The stay of **MS. SOLOMON's** suspension shall be lifted and **MS. SOLOMON's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SOLOMON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SOLOMON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SOLOMON** 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. SOLOMON** has complied with all aspects of this Order; and (2) the Board determines that **MS. SOLOMON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SOLOMON** and review of the reports as required herein. Any period during which **MS. SOLOMON** 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 25th day of July, 2014.

Hobbs, William, D.T. 02195 (CASE #13-6387)

Action: It was moved by Janet Arwood, seconded by Susan Morano, that upon consideration of the charges stated against **WILLIAM COLLIS HOBBS** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing, and evidence supporting the charges, the Board find that **MR. HOBBS** 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. HOBBS's** certificate to practice as a dialysis

technician 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 25th day of July, 2014.

Bair, Angela, R.N. 285600 (CASE #13-5943)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **ANGELA JOY BAIR** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BAIR** 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. BAIR'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. BAIR's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BAIR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BAIR** 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. BAIR** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BAIR**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BAIR'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. BAIR** 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; ten (10) hours of HIPAA and Patient Confidentiality; five (5) hours of Professional Boundaries; five (5) hours of Professional Accountability and Legal Liability; five (5) hours of Patient Rights; and two (2) hours of Ohio Nursing

Law and Rules.

Monitoring

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

BAIR's history.

10. Within thirty (30) days prior to **MS. BAIR** initiating drug screening, **MS. BAIR** 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. BAIR**.
11. After initiating drug screening, **MS. BAIR** 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. BAIR** 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. BAIR** 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. BAIR** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. BAIR

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

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

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

1. **MS. BAIR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BAIR** 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. BAIR** 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. BAIR's** history. **MS. BAIR** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. BAIR** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Upon the request of the Board or its designee, MS. BAIR** 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. BAIR** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. BAIR** 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. BAIR's** license, and a statement as to

- whether **MS. BAIR** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. BAIR** 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. BAIR's** license.
 7. During the probationary period, **MS. BAIR** 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. BAIR** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. BAIR's** history.
 8. **MS. BAIR** 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. BAIR** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

12. Prior to accepting employment as a nurse, each time with every employer, **MS. BAIR shall notify the Board, in writing.**
13. **MS. BAIR** 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. BAIR** 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. BAIR** 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. BAIR

14. **MS. BAIR** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. **MS. BAIR** 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. BAIR** 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. BAIR** 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. BAIR** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
19. **MS. BAIR** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. BAIR** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
21. Prior to working as a nurse, if requested by the Board or its designee, **MS. BAIR** shall complete a nurse refresher course or extensive orientation

approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. BAIR 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. BAIR's suspension shall be lifted and MS. BAIR's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. BAIR** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BAIR** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BAIR** 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. BAIR** has complied with all aspects of this Order; and (2) the Board determines that **MS. BAIR** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BAIR** and review of the reports as required herein. Any period during which **MS. BAIR** 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 25th day of July, 2014.

Barclay, Kelly, R.N. 308339 (CASE #13-6570)

Action: It was moved by Susan Morano, seconded by Brenda Boggs, that upon consideration of the charges stated against **KELLY ANN BARCLAY** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BARCLAY** 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. BARCLAY's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. BARCLAY'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 and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: twenty (20) hours of Anger Management; five (5) hours of Difficult Patients; five (5) hours of Patient Rights; and two (2) hours of Preventing Abuse and Neglect in Healthcare.

Reporting Requirements of MS. BARCLAY

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

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

conditions, and limitations for a minimum period of one (1) year.

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

MS. BARCLAY 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. BARCLAY's** suspension shall be lifted and **MS. BARCLAY's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. BARCLAY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BARCLAY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BARCLAY** 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. BARCLAY** has complied with all aspects of this Order; and (2) the Board determines that **MS. BARCLAY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BARCLAY** and review of the reports as required herein. Any period during which **MS. BARCLAY** 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 25th day of July, 2014.

Lainhart, Amy, R.N. 337078, P.N. 097946 (CASE #13-2027)

Action: It was moved by J. Jane McFee, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **AMY LOUISE LAINHART** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. LAINHART** 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. LAINHART'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 one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LAINHART'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.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

Reporting Requirements of MS. LAINHART

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

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

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

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

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

FAILURE TO COMPLY

The stay of MS. LAINHART's suspension shall be lifted and MS.

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

Nancy Fellows opposed the motion. Motion adopted by majority vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Weir, Heather, P.N. 121984 (CASE #13-4139)

Action: It was moved by Patricia Sharpnack, seconded by Janet Arwood, that upon consideration of the charges stated against **HEATHER ANN WEIR** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. WEIR** 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. WEIR's** request for reinstatement of her license to practice nursing as a licensed practical nurse be DENIED for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WEIR's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Reporting Requirements of MS. WEIR

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

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

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

1. **MS. WEIR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WEIR** 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. WEIR** 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. WEIR's** history. **MS. WEIR** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. WEIR** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Upon the request of the Board or its designee, MS. WEIR** 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. WEIR** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. WEIR** 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. WEIR's** license, and a statement as to whether **MS. WEIR** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. WEIR** 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. WEIR's** license.

7. **Prior to working in a position in which a nursing license is required, and continuing throughout the probationary period, MS. WEIR** 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. WEIR** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. WEIR's** history.
8. **MS. WEIR** 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. WEIR** shall provide satisfactory documentation of such attendance to the Board every six (6) months.
9. **Upon the request of the Board or its designee, MS. WEIR** 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. WEIR** 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. WEIR's** license, and a statement as to whether **MS. WEIR** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. **MS. WEIR** 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. WEIR's** license.

Treating Practitioners and Reporting

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

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

Employment Conditions

14. Prior to accepting employment as a nurse, each time with every employer, **MS. WEIR** shall **notify the Board, in writing.**
15. **MS. WEIR** 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. WEIR** 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. WEIR** 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. WEIR

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

21. **MS. WEIR** shall verify that the reports and documentation required by this Order are received in the Board office.
22. **MS. WEIR** 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.
23. Prior to working as a nurse, **MS. WEIR** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. WEIR's suspension shall be lifted and MS. WEIR's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. WEIR** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. WEIR** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. WEIR** 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. WEIR** has complied with all aspects of this Order; and (2) the Board determines that **MS. WEIR** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WEIR** and review of the reports as required herein. Any period during which **MS. WEIR** 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 25th day of July, 2014.

Kidwell, Charlotte, R.N. 291411 (CASE #11-5149)

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that upon consideration of the charges stated against **CHARLOTTE LOUISE KIDWELL** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. KIDWELL** 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. KIDWELL's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KIDWELL'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. KIDWELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. KIDWELL** 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. KIDWELL** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KIDWELL**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. KIDWELL'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. KIDWELL** 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 Stress Management; five (5) hours of Medication Administration; and five (5) hours of Critical Thinking.

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. KIDWELL** 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. KIDWELL** shall have the educator provide the Board with a written report of an assessment of **MS. KIDWELL**, which identifies **MS. KIDWELL's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. KIDWELL** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. KIDWELL** 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. KIDWELL's** employer(s), former employers, and Board staff. Following the assessment, **MS. KIDWELL** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. KIDWELL** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. KIDWELL** 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. KIDWELL** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. KIDWELL** 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. KIDWELL** 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. KIDWELL's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. KIDWELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. KIDWELL** 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. KIDWELL's** license.
7. In the event that the educator's recommendations require **MS. KIDWELL**

to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. KIDWELL** a license to practice nursing as a registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. KIDWELL'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. KIDWELL's** license shall be terminated. **MS. KIDWELL** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

8. **Prior to requesting reinstatement by the Board, MS. KIDWELL** 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. KIDWELL** 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. KIDWELL's** license, and a statement as to whether **MS. KIDWELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. KIDWELL** 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. KIDWELL's** license.
10. **Prior to requesting reinstatement by the Board, MS. KIDWELL** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. KIDWELL's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. KIDWELL's** comprehensive physical examination and with a comprehensive assessment regarding **MS. KIDWELL's** fitness for duty and safety to practice nursing as a registered nurse. Prior to the examination, **MS. KIDWELL** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. KIDWELL** 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. KIDWELL's** license to practice, and stating whether **MS. KIDWELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

11. 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. KIDWELL's** license.

Reporting Requirements of MS. KIDWELL

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

based upon an interview with **MS. KIDWELL** and review of the documentation specified in this Order.

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

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

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Shepherd, Constance, P.N. 080413 (CASE #13-0231)

Action: It was moved by Nancy Fellows, seconded by Maryam Lyon, that upon consideration of the charges stated against **CONSTANCE SHEPHERD** in the September 20, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board abstain from taking disciplinary action for the violation of Section 4723.28(A), Ohio Revised Code. It was further moved that the Board find that **MS. SHEPHERD** 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. SHEPHERD'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. SHEPHERD's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SHEPHERD** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHEPHERD** 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. SHEPHERD** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SHEPHERD**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SHEPHERD'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. SHEPHERD** 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; six (6) hours of Anger Management; and ten (10) hours of Drug Abuse.

Monitoring

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

Reporting Requirements of MS. SHEPHERD

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

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

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of **MS. SHEPHERD's** suspension shall be lifted and **MS. SHEPHERD's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SHEPHERD** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SHEPHERD** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SHEPHERD** 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. SHEPHERD** has complied with all aspects of this Order; and (2) the Board determines that **MS. SHEPHERD** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SHEPHERD** and review of the reports as required herein. Any period during which **MS. SHEPHERD** 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 25th day of July, 2014.

Ferroni, Christen, P.N. 136180 (CASE #13-5599)

Action: It was moved by Lisa Klenke, seconded by Susan Morano, that upon consideration of the charges stated against **CHRISTEN NICOLE FERRONI** in

the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FERRONI** 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. FERRONI'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. FERRONI's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

7. **MS. FERRONI** 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. FERRONI's** license.

Reporting Requirements of MS. FERRONI

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

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

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

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

FAILURE TO COMPLY

The stay of MS. FERRONI's suspension shall be lifted and MS. FERRONI's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. FERRONI** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FERRONI** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. FERRONI** 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. FERRONI** has complied with all aspects of this Order; and (2) the Board determines that **MS. FERRONI** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FERRONI** and review of the reports as required herein. Any period during which **MS. FERRONI** 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 25th day of July, 2014.

Barringer, James, MAC 00176 (CASE #12-2853)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **JAMES BARRINGER** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. BARRINGER** 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. BARRINGER's** certificate to administer medications as a certified medication aide be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MR. BARRINGER's** certificate to administer medications as a certified medication aide 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. **MR. BARRINGER** shall obey all federal, state, and local laws, and all laws

and rules governing the practice of certified medication aides in Ohio.

2. **MR. BARRINGER** 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. BARRINGER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. BARRINGER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. BARRINGER'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. BARRINGER** shall, in addition to the requirements of certification renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Law and Rules; five (5) hours of Medication Safety; and five (5) hours of Disciplinary Actions.

Monitoring

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

8. **MR. BARRINGER** 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. BARRINGER's** certificate.
9. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement, MR. BARRINGER** 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. BARRINGER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. BARRINGER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. BARRINGER's** history.
10. Within thirty (30) days prior to **MR. BARRINGER** initiating drug screening, **MR. BARRINGER** 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. BARRINGER**.
11. After initiating drug screening, **MR. BARRINGER** 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. BARRINGER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement, MR. BARRINGER** 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. BARRINGER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MR. BARRINGER** shall, at his own expense, obtain a psychiatric evaluation from a Board

approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MR. BARRINGER** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. BARRINGER's** certificate, and a statement as to whether **MR. BARRINGER** is capable of practicing as a certified medication aide according to acceptable and prevailing standards of safe medication administration.

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

Reporting Requirements of MR. BARRINGER

15. **MR. BARRINGER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
16. **MR. BARRINGER** shall submit any and all information that the Board may request regarding his ability to practice as a certified medication aide according to acceptable and prevailing standards of safe medication administration.
17. **MR. BARRINGER** 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. **MR. BARRINGER** 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. **MR. BARRINGER** 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. **MR. BARRINGER** shall verify that the reports and documentation required by this Order are received in the Board office.
21. **MR. BARRINGER** 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. BARRINGER** submits a written request for reinstatement; (2) the Board determines that **MR. BARRINGER** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. BARRINGER** is able to practice as a certified medication aide according to acceptable and prevailing standards of safe medication administration based upon an interview with **MR. BARRINGER** and review of the documentation specified in this Order.

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

1. **MR. BARRINGER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of certified medication aides in Ohio.
2. **MR. BARRINGER** 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. BARRINGER** 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. BARRINGER's** history. **MR. BARRINGER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. BARRINGER** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. BARRINGER** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. BARRINGER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. BARRINGER's** history.
6. **MR. BARRINGER** 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. BARRINGER** 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. BARRINGER** 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. BARRINGER** 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. BARRINGER** 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. BARRINGER** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. BARRINGER** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MR. BARRINGER

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

13. **MR. BARRINGER** shall submit any and all information that the Board may request regarding his ability to practice as a certified medication aide according to acceptable and prevailing standards medication administration.
14. **MR. BARRINGER** 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. BARRINGER** 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. BARRINGER** 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. BARRINGER** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. BARRINGER** 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 certified medication aide, if requested by the Board or its designee, **MR. BARRINGER** shall complete a medication aide refresher course or extensive orientation approved in advance by the Board.

FAILURE TO COMPLY

The stay of **MR. BARRINGER's** suspension shall be lifted and **MR. BARRINGER's** certificate to administer medications as a certified medication aide will be automatically suspended if it appears to the Board that **MR. BARRINGER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. BARRINGER** via certified mail of the specific nature of the charges and automatic suspension of his certificate. Upon receipt of this notice, **MR. BARRINGER** 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. BARRINGER** has complied with all aspects of this Order; and (2) the Board determines that **MR. BARRINGER** is able to practice as a certified medication aide according to acceptable and prevailing

standards of safe medication administration without Board monitoring, based upon an interview with **MR. BARRINGER** and review of the reports as required herein. Any period during which **MR. BARRINGER** does not work in a position for which a certificate to practice as a medication aide 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 25th day of July, 2014.

Vogt, Terri, R.N. 330590 (CASE #13-3523)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that upon consideration of the charges stated against **TERRI RENEE VOGT** in the December 13, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the January 17, 2014 Notice of Opportunity for Hearing, and evidence supporting the charges, the Board find that **MS. VOGT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. VOGT'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. VOGT'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. VOGT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. VOGT** 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. VOGT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. VOGT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. VOGT'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. VOGT** 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 Substance Abuse, and five (5) hours of Drugs and the RN – How to Reclaim Your Career.

Monitoring

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

VOGT's history.

10. Within thirty (30) days prior to **MS. VOGT** initiating drug screening, **MS. VOGT** 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. VOGT**.
11. After initiating drug screening, **MS. VOGT** 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. VOGT** 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. VOGT** 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. VOGT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. VOGT

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

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

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

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. VOGT 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. VOGT's suspension shall be lifted and MS. VOGT's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. VOGT** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. VOGT** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. VOGT** 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. VOGT** has complied with all aspects of this Order; and (2) the Board determines that **MS. VOGT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. VOGT** and review of the reports as required herein. Any period during which **MS. VOGT** 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 25th day of July, 2014.

Cameron, Robyn, R.N. 292227 (CASE #13-0267)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **ROBYN SUE CAMERON** in the September 20, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CAMERON** 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. CAMERON'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. CAMERON'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. CAMERON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CAMERON** 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. CAMERON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CAMERON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. CAMERON'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. CAMERON** 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. CAMERON** 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 Communication Skills; five (5) hours of Critical Thinking; and five (5) hours of Professional Accountability and Legal Liability.

Educational Needs Assessment and Learning Plan

6. **Prior to requesting reinstatement by the Board, MS. CAMERON** 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. CAMERON** shall have the educator provide the Board with a written report of an assessment of **MS. CAMERON**, which identifies **MS. CAMERON's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. CAMERON** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. CAMERON** 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. CAMERON's** employer(s), former employers, and Board staff. Following the assessment, **MS.**

- CAMERON** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. CAMERON** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. CAMERON** 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. CAMERON** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. CAMERON** 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. CAMERON** 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. CAMERON's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. CAMERON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. CAMERON** shall be responsible for all costs associated with meeting this requirement.
7. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. CAMERON's** license.
 8. In the event that the educator's recommendations require **MS. CAMERON** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. CAMERON** a license to practice nursing as a registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. CAMERON'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. CAMERON's** license shall be terminated. **MS. CAMERON** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

9. **Prior to requesting reinstatement by the Board, MS. CAMERON** shall, at her own expense, obtain a comprehensive physical examination by a Board approved physician for the purposes of evaluating **MS. CAMERON's** fitness for duty and safety to practice nursing as a registered nurse. This Board approved physician shall provide the Board with complete documentation of **MS. CAMERON's** comprehensive physical examination and with a comprehensive assessment regarding **MS. CAMERON's** fitness for duty and safety to practice nursing as a

registered nurse. Prior to the examination, **MS. CAMERON** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. CAMERON** 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. CAMERON's** license to practice, and stating whether **MS. CAMERON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

10. 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. CAMERON's** license.

Reporting Requirements of MS. CAMERON

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

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

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

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

FAILURE TO COMPLY

The stay of **MS. CAMERON's** suspension shall be lifted and **MS. CAMERON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. CAMERON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CAMERON** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. CAMERON** 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. CAMERON** has complied with all aspects of this Order; and (2) the Board determines that **MS. CAMERON** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CAMERON** and review of the reports as required herein. Any period during which **MS. CAMERON** 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 25th day of July, 2014.

Bailey, Diane, P.N. 117925 (CASE #13-0339)

Action: It was moved by Susan Morano, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **DIANE MARIE BAILEY** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BAILEY** 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. BAILEY'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. BAILEY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. BAILEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BAILEY** 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. BAILEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. BAILEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. BAILEY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Educational Needs Assessment and Learning Plan

4. **Prior to requesting reinstatement by the Board, MS. BAILEY** 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. BAILEY** shall have the educator provide the Board with a written report of an assessment of **MS. BAILEY**, which focuses on time management and prioritization, and identifies **MS. BAILEY's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. BAILEY** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. BAILEY** 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. BAILEY's** employer(s), former employers, and Board staff. Following the assessment, **MS. BAILEY** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. BAILEY** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. BAILEY** 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. BAILEY** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. BAILEY** 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. BAILEY** 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. BAILEY's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. BAILEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. BAILEY** shall be responsible for all costs associated with meeting this requirement.

5. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. BAILEY's** license.
6. In the event that the educator's recommendations require **MS. BAILEY** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. BAILEY** 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. BAILEY'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. BAILEY's** license shall be terminated. **MS. BAILEY** shall not gain or attempt to gain employment as a licensed practical nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Monitoring

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

Reporting Requirements of MS. BAILEY

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

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

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

1. **MS. BAILEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BAILEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **During the first six (6) months of the probationary period, MS. BAILEY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules; four (4) hours of Ethics; five (5) hours of Professional Accountability and Legal Liability; and five (5) hours of Medication Administration.

Employment Conditions

4. Prior to accepting employment as a nurse, each time with every employer, **MS. BAILEY** shall **notify the Board, in writing.**
5. **MS. BAILEY** 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. BAILEY** 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. BAILEY** 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. BAILEY

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

MS. BAILEY shall not function in a position or employment where the job duties

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

FAILURE TO COMPLY

The stay of MS. BAILEY's suspension shall be lifted and MS. BAILEY's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. BAILEY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BAILEY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. BAILEY** 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. BAILEY** has complied with all aspects of this Order; and (2) the Board determines that **MS. BAILEY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BAILEY** and review of the reports as required herein. Any period during which **MS. BAILEY** 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 25th day of July, 2014.

DeAngelis, Amanda, R.N. 374108 (CASE #13-3489)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that upon consideration of the charges stated against **AMANDA RAE DEANGELIS** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DEANGELIS** 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. DEANGELIS's** license to practice nursing as a registered nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

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

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

2. **MS. DEANGELIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. DEANGELIS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DEANGELIS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DEANGELIS's** criminal records check reports to the Board. **MS. DEANGELIS'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. DEANGELIS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Recognizing Drug-Seeking Behavior; two (2) hours of Ohio Nursing Law and Rules; two (2) hours of Chemical Dependency; and five (5) hours of Ethics.

Monitoring

5. **Within ninety (90) days of the effective date of this Order, MS. DEANGELIS** 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. DEANGELIS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. DEANGELIS** 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. DEANGELIS's** license, and a statement as to whether **MS. DEANGELIS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. DEANGELIS** 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. DEANGELIS's** license.
7. **MS. DEANGELIS** 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. DEANGELIS's** history. **MS. DEANGELIS** shall self-administer prescribed drugs only in the manner prescribed.
8. **MS. DEANGELIS** shall abstain completely from the use of alcohol or any products containing alcohol.
 9. Within forty-five (45) days of the effective date of this Order, during the probationary period, **MS. DEANGELIS** shall begin submitting, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. DEANGELIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DEANGELIS's** history.
 10. **MS. DEANGELIS** 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. DEANGELIS** shall provide satisfactory documentation of such attendance to the Board every six (6) months, beginning forty-five (45) days after the effective date of this Order.

Treating Practitioners and Reporting

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

Employment Conditions

14. **MS. DEANGELIS** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
15. **MS. DEANGELIS, 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. DEANGELIS** 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. DEANGELIS** 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. DEANGELIS** 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. DEANGELIS

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

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

Temporary Practice Restrictions

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

MS. DEANGELIS 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. DEANGELIS's** suspension shall be lifted and **MS. DEANGELIS's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. DEANGELIS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. DEANGELIS** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. DEANGELIS** 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. DEANGELIS** has complied with all aspects of this Order; and (2) the Board determines that **MS. DEANGELIS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DEANGELIS** and review of the reports as required herein. Any period during which **MS. DEANGELIS** 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 25th day of July, 2014.

Skaggs, Gretchen, R.N. 349012 (CASE #13-1034)

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that upon consideration of the charges stated against **GRETCHEN MICHELLE SKAGGS** in the July 26, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SKAGGS** 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. SKAGGS'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. SKAGGS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. SKAGGS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SKAGGS** 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. SKAGGS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SKAGGS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SKAGGS'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. SKAGGS** 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. SKAGGS** 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; six (6) hours of Professional Ethics; and ten (10) hours of Substance Abuse.

Monitoring

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

11. Within thirty (30) days prior to **MS. SKAGGS** initiating drug screening, **MS. SKAGGS** 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. SKAGGS**.
12. After initiating drug screening, **MS. SKAGGS** 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. SKAGGS** 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. SKAGGS** 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. SKAGGS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SKAGGS

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

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

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

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

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

Nancy Fellows opposed the motion. Motion adopted by majority vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Finnicum, Robbin, R.N. 255778, P.N. 078135 (CASE #12-5834)

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **ROBBIN LOUISE FINNICUM** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FINNICUM** 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. FINNICUM's** licenses to practice nursing as a registered nurse and 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. FINNICUM's** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum

period of one (1) year and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

8. **MS. FINNICUM** 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. FINNICUM's** license.

Reporting Requirements of MS. FINNICUM

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

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

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

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

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

Temporary Practice Restrictions

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

MS. FINNICUM 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. FINNICUM's suspension shall be lifted and MS. FINNICUM'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. FINNICUM** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FINNICUM** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. FINNICUM** 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. FINNICUM** has complied with all aspects of this Order; and (2) the Board determines that **MS. FINNICUM** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FINNICUM** and review of the reports as required herein. Any period during which **MS. FINNICUM** 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 25th day of July, 2014.

Gerena, Julianne, R.N. 302288 (CASE #13-0968)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **JULIANNE GERENA** in the November 22, 2013 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. GERENA** 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. GERENA'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. GERENA'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. GERENA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. GERENA** 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. GERENA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GERENA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. GERENA'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. GERENA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; four (4) hours of Decision Making; five (5) hours of Critical Thinking; and ten (10) hours of Drug Addiction.

Monitoring

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

14. **MS. GERENA** 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. GERENA's** license.

Reporting Requirements of MS. GERENA

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

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

receipt of this notice, **MS. GERENA** 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. GERENA** has complied with all aspects of this Order; and (2) the Board determines that **MS. GERENA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. GERENA** and review of the reports as required herein. Any period during which **MS. GERENA** 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 25th day of July, 2014.

Hayes, Katherine, P.N. 139313 (CASE #13-1471)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **KATHERINE ELIZABETH HAYES** in the September 25, 2013 Notice of Immediate Suspension and Opportunity for Hearing and the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. HAYES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. HAYES'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. HAYES's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. HAYES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HAYES** 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. HAYES** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HAYES**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. HAYES'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. HAYES** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Ethics; five (5) hours of Professionalism; and six (6) hours of Overcoming Prescription Drug Abuse.

Monitoring

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

Reporting Requirements of MS. HAYES

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

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

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

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

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. HAYES's suspension shall be lifted and MS. HAYES's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. HAYES** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HAYES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. HAYES** 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. HAYES** has complied with all aspects of this Order; and (2) the Board determines that **MS. HAYES** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HAYES** and review of the reports as required herein. Any period during which **MS. HAYES** 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 25th day of July, 2014.

Soto-Garcia, Sara, P.N. 112664 (CASE #12-1990)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **SARA E. SOTO-GARCIA** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SOTO-GARCIA** 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. SOTO-GARCIA's** license to practice nursing as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year and the **Permanent Practice and Permanent Narcotic Restrictions** set forth below.

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

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

Educational Needs Assessment and Learning Plan

6. **Within six (6) months of the effective date of this Order, MS. SOTO-GARCIA** 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. SOTO-GARCIA** shall have the educator provide the Board with a written report of an assessment of **MS. SOTO-GARCIA**, which identifies **MS. SOTO-GARCIA's** knowledge/practice deficiencies and remedial educational needs. Prior to

the assessment, **MS. SOTO-GARCIA** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. SOTO-GARCIA** 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. SOTO-GARCIA's** employer(s), former employers, and Board staff. Following the assessment, **MS. SOTO-GARCIA** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. SOTO-GARCIA** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. SOTO-GARCIA** 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. SOTO-GARCIA** shall complete such learning plan. **MS. SOTO-GARCIA** 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. SOTO-GARCIA** has successfully completed the learning plan, 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. SOTO-GARCIA's** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. SOTO-GARCIA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. SOTO-GARCIA** shall be responsible for all costs associated with meeting this requirement.

7. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. SOTO-GARCIA's** license.

Employment Conditions

8. **MS. SOTO-GARCIA** 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.
9. **MS. SOTO-GARCIA, 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. SOTO-GARCIA** 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. SOTO-GARCIA** 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. SOTO-GARCIA 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. SOTO-GARCIA

10. **MS. SOTO-GARCIA** shall sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
11. **MS. SOTO-GARCIA** 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. SOTO-GARCIA** 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. SOTO-GARCIA** 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. SOTO-GARCIA** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
15. **MS. SOTO-GARCIA** shall verify that the reports and documentation required by this Order are received in the Board office.
16. **MS. SOTO-GARCIA** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

Permanent Practice Restrictions

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

MS. SOTO-GARCIA shall not function in a position or employment where the

job duties or requirements involve management of nursing and nursing responsibilities. Such positions include but are not limited to the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

Permanent Narcotic Restriction

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

FAILURE TO COMPLY

The stay of MS. SOTO-GARCIA's suspension shall be lifted and MS. SOTO-GARCIA's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. SOTO-GARCIA** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SOTO-GARCIA** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SOTO-GARCIA** 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. SOTO-GARCIA** has complied with all aspects of this Order; and (2) the Board determines that **MS. SOTO-GARCIA** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SOTO-GARCIA** and review of the reports as required herein. Any period during which **MS. SOTO-GARCIA** 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 25th day of July, 2014.

Rose, Kristina, P.N. Endorse (CASE #13-6772)

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that upon consideration of the charges stated against **KRISTINA NICOLE ROSE** in the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ROSE** 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. ROSE's** application for licensure by endorsement to practice nursing as a licensed practical nurse in Ohio be GRANTED, subject to a **Reprimand, Fine and continuing education.**

Within six (6) months of the effective date of this Order, MS. ROSE 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. ROSE shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; five (5) hours of Critical Thinking; and five (5) hours of Substance Abuse.

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 25th day of July, 2014.

Mitchell, Marie, R.N. 328910, P.N. 099716 (CASE #13-1495)

Action: It was moved by Brenda Boggs, seconded by Susan Morano, that upon consideration of the charges stated against **MARIE MITCHELL** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. MITCHELL** 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. MITCHELL's** licenses to practice nursing as a registered nurse and as a licensed practical nurse be suspended and that the suspension be stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year.

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

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

(FBI) records, and shall cause BCII to submit **MS. MITCHELL's** criminal records check reports to the Board. **MS. MITCHELL'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. MITCHELL** 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. MITCHELL** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; five (5) hours of Professional Accountability and Legal Liability; five (5) hours of Documentation; and five (5) hours of Ethics.

Employment Conditions

6. **MS. MITCHELL** 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. MITCHELL, 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. MITCHELL** 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. MITCHELL** 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. MITCHELL** 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. MITCHELL

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

9. **MS. MITCHELL** 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. MITCHELL** 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. MITCHELL** 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. MITCHELL** 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. MITCHELL** shall verify that the reports and documentation required by this Order are received in the Board office.
14. **MS. MITCHELL** 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. MITCHELL's** suspension shall be lifted and **MS. MITCHELL'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. MITCHELL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MITCHELL** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MITCHELL** 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. MITCHELL** has complied with all aspects of this Order; and (2) the Board determines that **MS. MITCHELL** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MITCHELL** and review of the reports as required herein. Any period during which **MS. MITCHELL** 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 25th day of July, 2014.

Carlone, Christine, P.N. 139787 (CASE #13-6571)

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that upon consideration of the charges stated against **CHRISTINE MARGARET CARLONE** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CARLONE** 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. CARLONE'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 25th day of July, 2014.

Fletcher, Patricia, R.N. 391276, P.N. 091130 (CASE #13-5557)

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that upon consideration of the charges stated against **PATRICIA MARIE FLETCHER** in the November 22, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. FLETCHER** 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. FLETCHER's** licenses to practice nursing as a registered nurse and 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 25th day of July, 2014.

Dieng, Chantal, P.N. 099322 (CASE #13-4219)

Action: It was moved by Patricia Sharpnack, seconded by Susan Morano, that upon consideration of the charges stated against **CHANTAL AISHA DIENG** in the September 20, 2013 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. DIENG** 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. DIENG's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DIENG** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DIENG** 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. DIENG** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DIENG**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DIENG'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. DIENG** 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. DIENG** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules; 3.9 hours of Professional Boundaries; five (5) hours of Professional Accountability; and four (4) hours of Disciplinary Actions.

Reporting Requirements of MS. DIENG

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Lawson, Nathan, D.T. 03572 (CASE #13-8328)

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that upon consideration of the charges stated against **NATHAN ROBERT LAWSON** in the January 17, 2014 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MR. LAWSON** 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. LAWSON's** certificate to practice as a dialysis technician be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MR. LAWSON's** certificate to practice as a dialysis technician shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. LAWSON** 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. LAWSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. LAWSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. LAWSON'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. LAWSON** shall, in addition to the requirements of certificate renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education courses taken subsequent to the effective date of this Order: ten (10) hours of Substance Abuse.

Monitoring

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

9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. LAWSON** 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. LAWSON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. LAWSON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. LAWSON's** history.
10. Within thirty (30) days prior to **MR. LAWSON** initiating drug screening, **MR. LAWSON** 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. LAWSON**.
11. After initiating drug screening, **MR. LAWSON** 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. LAWSON** 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, MR. LAWSON** 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. LAWSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. LAWSON

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

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

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

1. **MR. LAWSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
2. **MR. LAWSON** 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. LAWSON** 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. LAWSON's** history. **MR. LAWSON** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. LAWSON** shall abstain completely from the use of alcohol or any products containing alcohol.
 5. During the probationary period, **MR. LAWSON** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. LAWSON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. LAWSON's** history.
 6. **MR. LAWSON** 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. LAWSON** 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. LAWSON** 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. LAWSON** 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. LAWSON** 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. LAWSON** throughout the duration of this Order.
9. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. LAWSON** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

12. **MR. LAWSON** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MR. LAWSON** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe dialysis care.
14. **MR. LAWSON** 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. LAWSON** 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. LAWSON** 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. LAWSON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. LAWSON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

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

Permanent Practice Restrictions

MR. LAWSON shall not practice as a dialysis technician (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; or (4) as an independent provider where the dialysis technician provides care and is reimbursed for services by the State of Ohio through State agencies or agents of the State.

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

FAILURE TO COMPLY

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

Motion adopted by unanimous vote of the Board members.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Modzelewski, Jennifer, P.N. 135625 (CASE #13-7431)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that upon consideration of the charges stated against **JENNIFER A. MODZELEWSKI** in the December 4, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the January 17, 2014 Notice of Opportunity for Hearing, and evidence supporting the charges, the Board find that **MS. MODZELEWSKI** has

committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices and that **MS. MODZELEWSKI'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 25th day of July, 2014.

Salem, Mercedes, P.N. 126359 (CASE #13-0808)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that upon consideration of the charges stated against **MERCEDES JOYCE ANN SALEM** in the October 7, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the November 22, 2013 Notice of Opportunity for Hearing, and evidence supporting the charges, the Board find that **MS. SALEM** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. SALEM'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 25th day of July, 2014.

Yeary, Rachael, P.N. 132034 (CASE #13-4600)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood, that upon consideration of the charges stated against **RACHAEL ANN YEARY** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. YEARY** 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. YEARY'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. YEARY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

Reporting Requirements of MS. YEARY

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

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

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. YEARY's suspension shall be lifted and MS. YEARY's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. YEARY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. YEARY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. YEARY** 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. YEARY** has complied with all aspects of this Order; and (2) the Board determines that **MS. YEARY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. YEARY** and review of the reports as required herein. Any period during which **MS. YEARY** 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 25th day of July, 2014.

Vanfleet, Annabelle, R.N. 396424 (CASE #13-6559)

Action: It was moved by Janet Arwood, seconded by Susan Moran, that upon consideration of the charges stated against **ANNABELLE PEGGY VANFLEET** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. VANFLEET** 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. VANFLEET'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. VANFLEET 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. VANFLEET 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; two (2) hours of Charting Documentation; and fifteen (15) hours of Medication Errors and How to Avoid Them.

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 25th day of July, 2014.

Erdy, Micaela, P.N. 127537 (CASE #12-7060)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that upon consideration of the charges stated against **MICAELA LEE ERDY** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. ERDY** 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. ERDY's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ERDY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year, with the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

- check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ERDY'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. ERDY** 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. ERDY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: one (1) hour of Ohio Nursing Law and Rules; five (5) hours of Drug Addiction; ten (10) hours of Professional Accountability and Legal Liability; and ten (10) hours of Chemical Dependency and Substance Abuse.

Monitoring

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

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

Reporting Requirements of MS. ERDY

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

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

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. ERDY's suspension shall be lifted and MS. ERDY's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. ERDY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. ERDY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. ERDY** 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. ERDY** has complied with all aspects of this Order; and (2) the Board determines that **MS. ERDY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. ERDY** and review of the reports as required herein. Any period during which **MS. ERDY** 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 25th day of July, 2014.

Barrett, Heather, P.N. 114401 (CASE #13-2642)

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that upon consideration of the charges stated against **HEATHER RAE BARRETT** in the November 22, 2013 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. BARRETT** 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. BARRETT'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. BARRETT's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **Upon the request of the Board or its designee, prior to requesting reinstatement by the Board, MS. BARRETT** 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. BARRETT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BARRETT** 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. BARRETT's** license, and a statement as to whether **MS. BARRETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. BARRETT** 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. BARRETT's** license.
7. **Prior to requesting reinstatement by the Board, MS. BARRETT** 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. BARRETT** 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. BARRETT's** license, and a statement as to whether **MS. BARRETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. BARRETT** 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. BARRETT's** license.
9. **Prior to requesting reinstatement by the Board, MS. BARRETT** shall, at her own expense, obtain a comprehensive physical examination by a

Board approved physician for the purposes of evaluating **MS. BARRETT'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. BARRETT's** comprehensive physical examination and with a comprehensive assessment regarding **MS. BARRETT's** fitness for duty and safety to practice nursing as a licensed practical nurse. Prior to the examination, **MS. BARRETT** shall provide the Board approved physician with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. BARRETT** 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. BARRETT's** license to practice, and stating whether **MS. BARRETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

10. 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. BARRETT's** license.

Reporting Requirements of MS. BARRETT

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

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

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

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

Monitoring

3. **Upon the request of the Board or its designee, MS. BARRETT** 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. BARRETT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. BARRETT** 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. BARRETT's** license, and a statement as to whether **MS. BARRETT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. BARRETT** 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. BARRETT's** license.

Employment Conditions

5. Prior to accepting employment as a nurse, each time with every employer, **MS. BARRETT** shall **notify the Board, in writing.**
6. **MS. BARRETT** 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. BARRETT** 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. BARRETT** 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. BARRETT

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

Board monitoring, based upon an interview with **MS. BARRETT** and review of the reports as required herein. Any period during which **MS. BARRETT** 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 25th day of July, 2014.

Shively, Lori, R.N. 234575 (CASE #13-6403)

Action: It was moved by J. Jane McFee, seconded by Brenda Boggs, that upon consideration of the charges stated against **LORI SUE SHIVELY** in the December 4, 2013 Notice of Immediate Suspension and Opportunity for Hearing, and the January 17, 2014 Notice of Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. SHIVELY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. SHIVELY'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. SHIVELY'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. SHIVELY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHIVELY** 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. SHIVELY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SHIVELY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. SHIVELY'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. SHIVELY** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules; five (5)

hours of Professional Accountability and Legal Liability; twelve (12) hours of the Power of Addiction; and fifteen (15) hours of Ethical Decision-Making.

Monitoring

5. **MS. SHIVELY** 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. SHIVELY's** history. **MS. SHIVELY** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. SHIVELY** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. SHIVELY** 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. SHIVELY** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MS. SHIVELY** 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. SHIVELY's** license, and a statement as to whether **MS. SHIVELY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. SHIVELY** 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. SHIVELY's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. SHIVELY** 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. SHIVELY'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. SHIVELY** shall be negative, except for substances prescribed,

administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHIVELY's** history.

10. Within thirty (30) days prior to **MS. SHIVELY** initiating drug screening, **MS. SHIVELY** 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. SHIVELY**.
11. After initiating drug screening, **MS. SHIVELY** 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. SHIVELY** 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. SHIVELY** 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. SHIVELY** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. SHIVELY

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

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

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

1. **MS. SHIVELY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SHIVELY** 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. SHIVELY** 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. SHIVELY's** history. **MS. SHIVELY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. SHIVELY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. SHIVELY** 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. SHIVELY** shall be negative, except for substances

prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SHIVELY's** history.

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. SHIVELY 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. SHIVELY's suspension shall be lifted and MS. SHIVELY's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. SHIVELY** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. SHIVELY** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. SHIVELY** 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. SHIVELY** has complied with all aspects of this Order; and (2) the Board determines that **MS. SHIVELY** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SHIVELY** and review of the reports as required herein. Any period during which **MS. SHIVELY** 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 25th day of July, 2014.

Carnes, Crystal, P.N. 134763 (CASE #13-6712)

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that upon consideration of the charges stated against **CRYSTAL J. CARNES** in the January 17, 2014 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board find that **MS. CARNES** 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. CARNES's** license to practice nursing as a licensed

practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and that following reinstatement, **MS. CARNES's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

Reporting Requirements of MS. CARNES

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

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

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

The stay of MS. CARNES's suspension shall be lifted and MS. CARNES's license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that MS. CARNES has violated or

breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. CARNES** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. CARNES** 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. CARNES** has complied with all aspects of this Order; and (2) the Board determines that **MS. CARNES** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. CARNES** and review of the reports as required herein. Any period during which **MS. CARNES** 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 25th day of July, 2014.

DEFAULT ORDERS

Lucas, Tyra, P.N. 120377 (CASE #11-3073)

Action: It was moved by Maryam Lyon, seconded by Nancy Fellows, that the Board find that **MS. LUCAS** 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. LUCAS** has admitted the truth of the allegations set forth in the August 6, 2012 Examination Order, reissued February 12, 2014, to **MS. LUCAS** and that **MS. LUCAS's** ability to provide safe nursing care is impaired. It was further moved that **MS. LUCAS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

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

- nursing capacity, by Dr. Scott Bresler, University of Cincinnati Physicians Company, 260 Stetson Street, Suite 3200, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. LUCAS** shall provide the Examiner with a copy of this Order and the August 6, 2012 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. LUCAS's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. LUCAS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. LUCAS** 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. LUCAS** 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. LUCAS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. LUCAS** 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. LUCAS** 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. LUCAS** 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. LUCAS** 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. LUCAS** shall verify that the reports and documentation required by this Order are received in the Board office.

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Allman, Shane, P.N. 115801 (CASE #13-4512)

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board find that **MR. ALLMAN** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control, and that in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MR. ALLMAN** has admitted the truth of the allegations set forth in the April 1, 2014 Examination Order issued to **MR. ALLMAN** and that **MR. ALLMAN's** ability to provide safe nursing care is impaired. It was further moved that **MR. ALLMAN's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

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

2. **MR. ALLMAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. ALLMAN** shall, at his own expense, submit to a chemical dependency examination, specifically addressing his capacity to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Dr., Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. ALLMAN** shall provide the Examiner with a copy of this Order and the April 1, 2014 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. ALLMAN's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. ALLMAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MR. ALLMAN** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. ALLMAN** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

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

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

In accordance with Chapter 119, ORC, **MR. ALLMAN** is hereby informed that **MR. ALLMAN** is entitled to a hearing on this matter. If **MR. ALLMAN** wishes to request such hearing, the request must be made in writing and must be received in the Board office within thirty (30) days of the time of mailing of this notice.

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Magers, Jeanne, P.N. 136161 (CASE #12-3003)

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board find that **MS. MAGERS** 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. MAGERS** has admitted the truth of the allegations set forth in the March 20, 2014 Examination Order issued to **MS. MAGERS** and that **MS. MAGERS's** ability to provide safe nursing care is

impaired. It was further moved that **MS. MAGERS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. MAGERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MAGERS** 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. MAGERS** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Dr., Newark, Ohio 43055, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. MAGERS** shall provide the Examiner with a copy of this Order and the March 20, 2014 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. MAGERS's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. MAGERS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. MAGERS** 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. MAGERS** 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. MAGERS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Anderson, Jennifer, R.N. 333243 (CASE #11-2823)

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the Board find that **MS. ANDERSON** 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. ANDERSON** has admitted the truth of the allegations set forth in the November 30, 2012 Examination Order issued to **MS. ANDERSON** and that **MS. ANDERSON's** ability to provide safe nursing care is impaired. It was further moved that **MS. ANDERSON'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. ANDERSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ANDERSON** 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. ANDERSON** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Dr. Craig T. Pratt, 1144 Dublin Rd., Columbus, Ohio 43215 or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. ANDERSON** shall provide the Examiner with a copy of this Order and the November 30, 2012 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. ANDERSON's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. ANDERSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. ANDERSON** 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. ANDERSON** 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. ANDERSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. ANDERSON** 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. ANDERSON** 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. ANDERSON** 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. ANDERSON** 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. ANDERSON** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. ANDERSON** 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. ANDERSON** is hereby informed that **MS. ANDERSON** is entitled to a hearing on this matter. If **MS. ANDERSON** 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. ANDERSON is hereby further informed that, if **MS. ANDERSON** timely requests a hearing, **MS. ANDERSON** is entitled to appear at such hearing in person, by **MS. ANDERSON's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. ANDERSON** may present **MS. ANDERSON's** position, arguments, or contentions in writing. At the hearing **MS. ANDERSON** may also present evidence and examine witnesses appearing for and against **MS. ANDERSON**.

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Machado, Caroline, R.N. 340681 (CASE #13-1827)

Action: It was moved by Janet Arwood, seconded by Sheryl Warner, that the Board find that **MS. MACHADO** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control and in accordance with Section 4723.28(B)(16) and Section 4723.28(G) ORC, the Ohio Board of Nursing find that **MS. MACHADO** has admitted the truth of the allegations set forth in the March 14, 2014 Examination Order issued to **MS. MACHADO** and that **MS. MACHADO's** ability to provide safe nursing care is impaired. It was further moved that **MS. MACHADO'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. MACHADO** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MACHADO** 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. MACHADO** 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, Corner Stone Project, 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. MACHADO** shall provide the Examiner with a copy of this Order and the March 14, 2014 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. MACHADO's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. MACHADO** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. MACHADO** 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. MACHADO** 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. MACHADO** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. MACHADO** 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. MACHADO** 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. MACHADO** 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. MACHADO** 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. MACHADO** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MACHADO** 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. MACHADO** is hereby informed that **MS. MACHADO** is entitled to a hearing on this matter. If **MS. MACHADO** 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. MACHADO is hereby further informed that, if **MS. MACHADO** timely requests a hearing, **MS. MACHADO** is entitled to appear at such hearing in person, by **MS. MACHADO's** attorney, or by such other representative as is permitted to practice before the Board, or **MS. MACHADO** may present **MS. MACHADO's** position, arguments, or contentions in writing. At the hearing **MS.**

MACHADO may also present evidence and examine witnesses appearing for and against **MS. MACHADO**.

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

Kesling, Serena, P.N. 104143 (CASE #13-3065)

Action: It was moved by Sheryl Warner, seconded by Janet Arwood that upon consideration of the allegations contained in the November 1, 2013 examination order and the findings contained in the March 2014 Default Order, the Board find that **MS. KESLING** has committed acts in violation of the Nurse Practice Act, as set forth in the March 2014 Default Order, and that **MS. KESLING's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of March 21, 2014, with conditions for reinstatement set forth in the March 2014 Default Order.

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 25th day of July, 2014.

VOLUNTARY RETIREMENTS

Action: It was moved by Lisa Klenke, seconded by Nancy Fellows, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following:

Wise, Carrol, R.N. 225555 (CASE #14-2696).

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

MISCELLANEOUS COMPLIANCE MOTIONS

Von Harringa, Hannah, R.N. 377222 (CASE #13-1763)

Action: It was moved by Nancy Fellows, seconded by Patricia Sharpnack, that in the matter of Von Harringa, Hannah, R.N. 377222 (CASE #13-1763), which was the subject of a May 16, 2014 Board Order, the Board grant the motion

submitted by respondent on June 5, 2014 to redact a social security number from Respondent's Exhibit G.

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

Warren, Andrea, P.N. 124131 (CASE #05-2989)

Action: It was moved by Patricia Sharpnack, seconded by J. Jane McFee, that the Board grant the petition of Warren, Andrea, P.N. 124131 (CASE #05-2989), to rescind the September 2006 Consent Agreement based on the Warrant of Pardon and court records review by the Board.

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

MONITORING

RELEASE FROM SUSPENSION/PROBATION

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

Williams, Melody, P.N. 142881 (CASE #10-4063); Willoughby, Brittney, P.N. 135142, R.N. 390606 (CASE #12-7070); Pierce, Lakesha, D.T. 03416 (CASE #11-5103); Harris, Felicia, R.N. 353914 (CASE #11-1643); Tombragel, Jodi, R.N. 262522 (CASE #12-1096); Mines, Thandiwe, P.N. 144240 (CASE #10-5559); Leasure, Katrina, R.N. 344045 (CASE #10-0489); and Silvers, Sarah, R.N. 378103 (CASE #13-0470).

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

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Janet Arwood, seconded by Brenda Boggs, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released early from the respective Consent Agreement or Adjudication Orders:

Benson, April, R.N. 391278, P.N. 146309 (CASE #12-7414); Sust, Christy, R.N. 384186 (CASE #12-1533); LeFever, Virginia, R.N. 168441 (CASE #11-2006).

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

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

Action: It was moved by Brenda Boggs, seconded by Janet Arwood, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released from their consent agreements with the exception of the permanent practice restrictions that will remain in effect:

Venn, Vicki, R.N. 354331, P.N. 119462 (CASE #08-0680) and Johnson, Angela, R.N. 369607 (CASE #09-4477).

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

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by J. Jane McFee, seconded by Patricia Sharpnack, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction(s) within their consent agreement(s):

Continenza, Alecia, R.N. 360355 (CASE #13-4849); Thorpe, Jodi, R.N. 233583 (CASE #13-3458); and Copley, Matthew, R.N. 337577 (CASE #11-2373).

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

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms of the November 20, 2009 Adjudication Order:

Price, Amy, R.N. 337735 (CASE #09-1094).

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

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by Maryam Lyon, seconded by Patricia Sharpnack, that the following, with the recommendation by Susan Morano, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms of the March 21, 2014 Consent Agreement:

Budd, Emily, P.N. 147382 (CASE #13-6679).

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

MOTION TO APPROVE

Action: It was moved by Nancy Fellows, seconded by Lisa Klenke, that the Board accept the following approvals made by Susan Morano, Supervising Member for Disciplinary Matters:

Deerfield, Almeda, R.N. 254341 (CASE #13-5235)- Approval to accept RN House Supervisor Position at River's Bend

Shirak, Nicholas, R.N. 398757 (CASE #13-5155)- Approval to seek nursing employment

Wismer, Frances, R.N. 316808 (CASE #12-4424)- Approval to seek nursing employment

Sites, Richard, R.N. 401424 (CASE #13-4751)- Approval to seek nursing employment

Kornuc, Christopher, R.N. 401162 (CASE #13-7942)- Approval to seek nursing employment

Nolta Jr, Everett, R.N. 398596, P.N. 143688 (CASE #13-0642)- Approval to seek nursing employment

Fetherolf, Danielle, P.N. 132957 (CASE #08-2123)- Approval to accept Home Health Position with Elan Home Health & Staffing

Rauch, Douglas, R.N. 267679 (CASE #14-0458)- Approval for extensive orientation with Jefferson County Fourth Street Health Center

Quinnie, Carolyn, R.N. 175681 (CASE #12-3026)- Approval to accept STNA Instructor Position with ACE Tutors

Porter, Myra, R.N. 218745 (CASE #13-2816)- Approval to accept a position with Trinity West Hospital Birth Center in Steubenville

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

MISCELLANEOUS MONITORING MOTIONS

Zahler, Stephanie, P.N. 096411 (CASE #09-3033)

Action: It was moved by Lisa Klenke, seconded by Patricia Sharpnack, that the Board approve the request of Zahler, Stephanie, P.N. 096411 (CASE #09-3033) to approve extensive orientation at Stark Women's Center.

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

Foote, Marvionne, R.N. 321892 (CASE #12-1652)

Action: It was moved by Sheryl Warner, seconded by Brenda Boggs, that the Board approve the learning plan submitted by Rebecca Patton, RN, MSN, for Foote, Marvionne, R.N. 321892 (CASE #12-1652), to complete the educational assessment per the terms and conditions of the July 26, 2013 Consent Agreement.

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

Cain, Charles, P.N. 148033 (CASE #10-3210)

Action: It was moved by Janet Arwood seconded by Brenda Boggs, that the board accept the employer reports from Indiana for Cain, Charles, P.N. 148033 (CASE #10-3210) due to his position at the East Indiana Treatment Center.

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

Kinsey, Barbara, R.N. 388574, P.N. 112223 (CASE #13-2864)

Action: it was moved by Brenda Boggs, seconded by Janet Arwood, that the Board notify Kinsey, Barbara, R.N. 388574, P.N. 112223 (CASE #13-2864) that the Ohio Board of Nursing does not agree to terminate or otherwise modify the terms, conditions, and limitations of Ms. Kinsey's January 2013 Consent Agreement and the July 2013 Addendum to the Consent Agreement.

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

Benefield, Joi, P.N. 145038 (CASE #12-1382)

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board approve the educational needs assessment and learning plan for Benefield, Joi, P.N. 145038 (CASE #12-1382), per the terms and conditions of the March 21, 2014 Consent Agreement.

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

Walker, Gale, R.N. 231742, NS 05258 (CASE #13-2704)

Action: It was moved by Patricia Sharpnack, seconded by Maryam Lyon, that the Board reinstate the RN license of Walker, Gale, R.N. 231742, (CASE #13-2704) subject to the terms and conditions of her May 18, 2012 Consent

Agreement, and that her COA 05258 return to lapsed status subject to the terms and conditions of the May 18, 2012 Consent Agreement.,

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

REPORTS TO THE BOARD

Open Forum – Friday, July 25, 2014 at 10:00 a.m.

There were no participants for Open Forum.

Advisory Groups

Committee on Prescriptive Governance (CPG)

L. Emrich reported that the CPG met on May 19, 2014 and reviewed new drugs for inclusion in the Formulary. The CPG members recognized Erin Keels for her work as Chair and selected a new chair, Jean Bauer, CNM.

Continuing Education

Janet Arwood reported that the Advisory Group on Continuing Education met on June 5, 2014. The group reviewed Chapter 14 continuing education rules and recommended changing the word “objective” to “outcome” as it relates to continuing education. The group also discussed the IV therapy statute and rules related to PN education and the recommended statutory change for clarity.

Other Reports

Nurse Education Grant Program (NEGP) Quarterly Report

Lisa Emrich provided the NEGP quarterly report.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Designation of Hotel and March Meeting Date for 2015

Board members agreed by general consensus to continue to use the same hotel in 2015. Joseph Kirk will provide information for Board members to make their reservations for 2015 at a later meeting. The Board also agreed by general consensus to hold the March Board meeting on March 12-13, 2015 rather than the previously scheduled dates.

Board Committee on Practice – September 2014 Board meeting

The Board agreed by general consensus to re-convene the Board Practice Committee to discuss the statutory provisions of LPN IV therapy. The Committee will meet during the September Board meeting at noon on Thursday, September

18, 2014. Committee Members include Janet Arwood, Lisa Klenke, J. Jane McFee and Sheryl Warner.

Administrative Hearings

B. Houchen discussed the work processes between the Board and the AAGs regarding administrative hearing cases and related issues that have arisen. The AAGs informed Board staff of the AAGs' plan to request continuances on Nursing Board hearing cases as they believe records are not available.

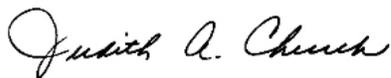
B. Houchen reviewed the processes as to how the AAGs have access to case files/records on a 24/7 basis. She stated concern about the possibility that hearings would be delayed and the impact on public protection. Board members discussed the issues and agreed that it is unacceptable for continuances to be requested on the basis of an administrative task not being completed. They stated their primary concern is for public protection and patient safety, and that delaying hearing cases due to continuances allows nurses charged with violations such as drug abuse, drug theft, etc. to remain in the workforce. There could be serious consequences of not removing dangerous practitioners from practice in a timely manner.

The Board agreed by general consensus to send a letter from the Board to the AAGs' office expressing its concerns regarding public protection, reinforcing the availability of the records, and to propose a resolution of the matter.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting was adjourned on Thursday, July 24, 2014 at 1:30 p.m. On Friday, July 25, 2014, the meeting adjourned at 10:25 a.m.

Judith Church, DHA, MSN, RN
President



Jane McFee, LPN
Vice-President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

