

Ohio Board of Nursing  
Columbus, Ohio  
Minutes of Meeting  
July 15-16, 2004

Regular Meeting of the  
Board July 15-16, 2004

The regular meeting of the Ohio Board of Nursing was held on July 15-16, 2004. The president, vice-president, executive director and associate executive director reviewed the agenda prior to the meeting.

On Thursday, July 15, 2004, at 9:00 a.m. the meeting of the full Board began at the Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, Ohio. At 9:00 a.m. President Yvonne Smith called the meeting to order in open session.

Board Members:

Yvonne Smith, MSN, RN, CNS, President  
Mary Jean Flossie, LPN, LNHA, Vice President (absent)  
Anne Barnett, BSN, RNC  
Judith Brachman, Consumer Member  
Debra Broadnax, MSN, RN, CNS  
Elizabeth Buschmann, LPN  
T. Diann Caudill, LPN  
Kathleen Driscoll, JD, MS, RN  
Lisa Klenke, MBA, RN, CNA-A (absent 3:30 pm Friday July 16, 2004)  
Cynthia Krueger, RN, MSN  
Bertha Lovelace, RN, BA, CRNA, Supervising Member, Disciplinary Matters  
Patricia Schlecht, RN, MSN  
Teresa Williams, LPN

Staff Members:

John M. Brion, RN, MS Executive Director  
Betsy Houchen, JD, MS, RN, Associate Executive Director  
Rosemary Booker, Fiscal Manager  
Lisa Emrich, MSN, RN, Monitoring Unit Manager  
Lisa Ferguson-Ramos, RN, JD, Compliance Manager  
Diana Hisle, Executive Assistant  
Pamella Lammon, BSN, RN, JD, Adjudication Coordinator  
Jacqueline Loversidge, RNC, MS, Nursing Education Consultant  
Nancy Manns, RN, MS, Standards/Practice Consultant  
Eric Mays, BS, Operations Manager  
Susan Milne, RN, MSN, JD, Advanced Practice Consultant  
Susan Parker, RN, Interim Monitoring Agent  
Norma Selders, RN, MS, Nursing Practice & Education Manager  
Rosa Smith, Administrative Assistant  
Cynthia Snyder, JD, Legislative/Regulatory Specialist  
Terry Tran, JD, MPH, RN, Adjudication Coordinator

Katherine Bockbrader, JD, Assistant Attorney General  
Holly R. Fischer, JD, Assistant Attorney General

Unless noted in these minutes as exhibits, all written reports submitted to the Board shall be maintained on file in the Board office according to the Board's records retention schedule.

Vice President Mary Jean Flossie was absent and Board member Bertha Lovelace assumed the Vice President chair in her absence. Ms. Lovelace read the Board's mission statement and stated that the mission statement is printed on the agenda and on the condensed agenda.

Administrative Matters  
Report of the President  
Announcements of  
meetings/scheduled  
events

President Smith:

- Reported that on Thursday, July 15, 2004, at 8:30 a.m. a board reception was held;
- Reported that at 10:00 a.m. Terry Casey, is scheduled to address the board regarding the Hearing Officer's Report and Recommendation for a disciplinary matter;
- Reported that at 11:00 a.m. Columbiana County Career Center is scheduled to present a proposal for establishing a new nursing education program;
- Reported that during a lunch meeting the Board Task Force on LPN Scope of Practice is scheduled to meet. Report to follow during this meeting;
- Reported that at 2:00 p.m. a CE event will be held on the Alternative Program Mock Case Review;
- Reported that at 3:00 p.m. the Board will deliberate on disciplinary matters;
- Reported that on Friday, July 16, 2004, at 8:00 a.m. the Board Task Force on Strategic Planning is scheduled to meet. Report to follow during this meeting;
- Reported that the Ohio Department of Aging Director Joan Lawrence, Chair of the Ohio Health Care Workforce Advisory Council, is scheduled to speak during open forum at the Board's request regarding the Nursing Facility Reimbursement Study Committee's (NFRSC) recommendation to the Governor and the General Assembly that the state undertake a pilot program for licensure or certification of medication technicians who would be authorized to pass certain medications in a long term care or other licensed residential facility;
- During a lunch meeting the Center for Nursing Excellence Workforce Task Force is scheduled to meet. Report to follow during this meeting; and
- Executive sessions will be held on Thursday, July 15, 2004 and on Friday, July 16, 2004, as needed.

Housekeeping  
items/reminders

President Smith:

- On Thursday, July 15, 2004 and on Friday, July 16, 2004 welcomed the gallery and recognized students from Wright State University;
- Requested Board members to introduce themselves and indicate their practice areas and hometowns;
- Reminded the gallery to move to the lobby during recess and executive sessions to reduce the noise level in the office;
- Reminded Board members and staff to turn off cell phones, pagers, etc. and
- Reminded Board members that motions to extend discussion should be for a minimum of 15-30 minutes.

Discussion of the  
Agenda, Report  
Agenda

The Board agreed by general consent to the changes to the ordering of the agenda necessitated by the timed agenda. The minutes are presented in the order of the agenda. Meetings took place on Thursday, July 15, 2004, from 8:30 a.m. through 7:00 p.m. and on Friday, July 16, 2004, from 8:00 a.m. through 6:00 p.m. The dates and times of time sensitive agenda items are noted in the minutes.

IT WAS MOVED BY LISA KLENKE, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ACCEPT THE REPORT AGENDA AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

- 2.2.3 Report of the Committee on Prescriptive Governance meeting minutes
- 4.3.3.1 Reports of Dialysis Technician Training Program Site Visit – Belmont Dialysis @ Crestview, St. Clairsville
- 4.3.3.2 Reports of Dialysis Technician Training Program Site Visit – Dayton Regional Dialysis, Huber Heights
- 4.3.3.3 Reports of Dialysis Technician Training Program Site Visit – Renal Care Group, Defiance
- 4.3.3.4 Reports of Dialysis Technician Training Program Site Visit – DCA, Bowling Green
- 4.3.3.5 Reports of Dialysis Technician Training Program Site Visit – Central/RCG, Toledo
- 6.1.2 Practice Breakdown Focus Group meeting

Minutes of May 20-21, 2004 Board meeting

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT THE MINUTES OF THE MAY 20-21, 2004 MEETING BE APPROVED AS AMENDED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Director report

Executive Director John Brion welcomed and recognized new staff members Pamella Lammon, BSN, RN JD, Adjudication Coordinator; Terry Tran, JD MPH, RN, Adjudication Coordinator; and Susan Parker, RN, Monitoring Agent.

The Board received the Executive Director's written report submitted by John Brion. Mr. Brion provided verbal highlights of the report and answered questions for clarification as follows:

**Nurse Education Grant Program:** Draft rules have been developed to implement this program that was authorized by **House Bill 95**, the biennial budget bill. The program was the initiative of **Senator Jeff Jacobson (R-Dayton)** and **Representative Kevin DeWine (R-Fairborn)**. Following Board approval at the May meeting to disseminate the draft rules, both hard and electronic copies were sent to interested parties for comment as a prelude to formal preparation and filing with the Joint Committee on Agency Rule Review. Very few outside comments have been received regarding these rules. Based on input received, revisions to the drafts will be made and presented to the Board at the September meeting. It is anticipated that the rulemaking process will be concluded this fall and the board will establish the program in early 2005. The first grants to nurse education programs will be made in September 2005.

**Community Health Worker Rules:** Following approval by the board at the May meeting to disseminate these draft rules, both hard and electronic copies were sent to interested parties for comment as a prelude to formal preparation and filing with the Joint Committee on Agency Rule Review. Very few outside comments have been received regarding these rules. Based on input received, revisions to the drafts will be made and presented to the Board at the September meeting. It is anticipated that the rulemaking process will be concluded this fall.

**The Governor's Task Force on the Healthcare Worker Shortage:** The Governor's Task Force on the Healthcare Worker Shortage has completed a final report, which was forwarded to the Governor's Workforce Policy Board (Attachment A). The final meeting of the taskforce was held on May 24, 2004.

**International Nurse Issues, NCSBN sub-committee:** The last meetings of the International Nurse Issues sub-committee of the National Council of State Boards of Nursing (NCSBN) were held in Chicago May 24 & 25 and June 15, 2004. The committee updated resource materials for member boards on international nurse issues related to education, immigration and endorsement. The committee also completed an additional charge to establish standards for the licensure of international nurses. The recommendations of the sub-committee are scheduled for presentation at NCSBN Delegate Assembly in August.

**AACN, Clinical Nurse Leader:** June 16 & 17, Washington, D.C. A conference was held to introduce the concept of a new role for nursing, the Clinical Nurse Leader. This role would be held by master's prepared RN's, who come into nursing with a non-nursing BS/BA and proceed over a two-year period to earn a master's degree in nursing. Approximately 78 nursing programs nationally have begun to prepare nurses in such a manner. A suggestion in the associated literature and discussions with National Council suggest that AACN is interested in an alternative form of licensure for this nurse role, however no talk of such was undertaken during the conference in D.C. (Attachment B).

**NCSBN Committee on Executive Officer Competencies:** The final report of the committee to identify core competencies of Executive Officers for Nursing Regulatory Boards (May 3 & 4, 2004) will be presented at NCSBN Delegate Assembly in August (Attachment C).

Executive Director  
report cont'd.

**Office of Budget Management:** The Ohio Board of Nursing 2006/2007 budget proposal will be submitted to the Office of Budget Management (OBM) on July 12, 2004. The submission reflects the revised funding levels approved by OBM, which will allow for three (3) additional staff positions. [A copy of the budget proposal was provided in Board member packets prior to the July Board meeting.]

**Nursing Facility Reimbursement Study Council (NFRSC):** Board staff continues to monitor and participate as a sub-committee representative on the Nursing Facility Reimbursement Study Committee (NFRSC). A final report from this group was scheduled for June, however a handful of issues remained unresolved among committee members and an additional meeting is scheduled for July. This committee will be recommending to the Governor and the General Assembly that the state undertake a pilot program for licensure or certification of medication technicians who would be authorized to pass certain medications in a long term care or other licensed residential facility. Educational requirements, medication limitations, and other regulatory specifics have not yet been discussed in detail. It was agreed by the sub-committee, however, that the Board of Nursing would be responsible for licensing and regulating medication technicians in a pilot program. Given the budget implications of certain of the NFRSC recommendations, it is expected that many will be included in the Executive budget proposal for the next two fiscal years, or will be priority measures early in the 126<sup>th</sup> General Assembly. Board of Nursing objection to a proposal to remove the externship requirement for prescriptive authority resulted in the sub-committee dropping that particular recommendation (Attachment E).

**Ohio Nursing Workforce Survey:** A proposal has been accepted for the final data analysis and written report for the 2003 Nursing Workforce Survey. The timeline will allow the final report to be completed in time to share with the legislators and other interested parties in September.

**Nurse Licensure Compact:** We continue to be in a holding pattern with this effort. We hope to begin to work with Senator Schuring, (R-Canton) and LSC this fall to draft language.

**Survey of Organizational Excellence:** Board of Nursing staff was provided an opportunity to participate in a survey relating to the workplace environment. A response rate of 78% indicates a willingness of staff to participate. Results of the survey suggest that, while there is room for improvement, the Board of Nursing is a desirable work setting (Attachment D).

**September Board Meeting:** The September 9-10, 2004 Board meeting will be held at the VA Medical Center in Dayton. The Board meeting and the continuing education offering will be held in Building 305 - Theater. The Board members will be using another room for deliberations in Executive Session. This room can also be used for the 7:30 a.m. Strategic Planning Retreat. Confidential material can be securely locked in this room. The Board received written information from the Dayton Marriott Hotel regarding room reservations and group rates for the September Board meeting.

Executive Director Brion distributed a copy of a letter he received on July 10, 2004 from Director Joan Lawrence, Ohio Department of Aging inviting Mr. Brion or his designee to participate in an upcoming stakeholder panel to develop a skill competency profile for the Direct Care Health Worker. The skill competency profile would be used for two purposes: 1) development of a curriculum based on skill standards for a Direct Care Health Worker education and training program that may be taught in Ohio at Adult Career and Technology Centers, community colleges or other training centers throughout the state and 2) serve as the basis of a state credential process for Direct Care Health Worker (i.e. home health aides, nurse aides, personal assistants, personal aides, etc). A draft of the skill competency profile was attached. It was agreed by general consent of the Board as suggested by Mr. Brion that Norma Selders assist with the skills competency profiles and also be designated to participate in a panel of experts. The panel of experts will consist of individuals who are current and relevant with the healthcare

industry. The stakeholder panel is scheduled to convene on August 12, 2004. Ms. Selders will report back to the Board at the September Board meeting.

Executive Director  
report cont'd.

The ED report also covered the following areas or programs:

- Betsy Houchen - Associate Executive Director
- Rosemary Booker - Financial Administration
- Eric Mays – Information Technology, Facilities and Telecommunication;
- Stacy Thacker - Human Resources
- Cynthia Snyder- Legislative/Regulatory – House Bill 188 (Reidelbach, R-Columbus) and Administrative Rules
- Norma Selders – Education, Licensure and Nursing Practice
  - Licensure – Renewals – Continuing Education – Advisory Group on CE
  - Susan Milne - Advanced Practice
  - Nancy Manns - Practice/Dialysis
  - Jackie Loversidge - Nursing Education
- Lisa Ferguson-Ramos – Compliance
- Lisa Emrich - Monitoring & Alternative Programs

Legislative/regulatory  
issues report

The Board received the written report on House Bill 188 Dietetics Board - (Reidelbach, R-Columbus) submitted by Cynthia Snyder. Ms. Snyder reminded the Board of its discussion during the May Board meeting regarding this legislation that would restrict the authority of the Ohio Board of Dietetics to regulate activities of individuals not licensed by that board. This legislation has generated much heated debate in hearings of the House Commerce and Labor Committee. The most vocal opponent is the Ohio Dietetics Association (ODA), the professional association for Ohio dietitians. The State Medical Board has also expressed concerns with House Bill 188. The Ohio Board of Nursing has been asked to register its concerns with the bill's sponsor and to the members of the House Commerce and Labor Committee. As requested by the Board, copies of the testimony from others involved in this debate were attached to the written report. Also attached was a sample of other testimony that has been provided or submitted to the Commerce and Labor Committee. The Board began a lengthy discussion regarding its concerns should this bill move forward.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY LISA KLENKE, THAT THE BOARD EXTEND THE DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Following further discussion regarding the board's concerns with this bill, it was agreed by general consent of the Board members that Ms. Snyder provide a list of pros/cons regarding this bill before the September Board meeting. Ms. Snyder reported that she and Mr. Brion have been unsuccessful in scheduling a meeting with Representative Reidelbach since the May meeting. Ms. Snyder stated that she would continue to try to schedule a meeting before the September Board meeting. Ms. Snyder also agreed to provide any additional testimony regarding HB 188 prior to the September Board meeting.

Fiscal Report

The Board received a written memo regarding the attached financial report covering the Quarterly report as follows: SFY 2004 Report Summary and the Special Issues Nursing Shortage Fund submitted by Rosemary Booker. The Board also received a chart reflecting the FY 2004 Final Breakout regarding the budget balances. Director Brion commended Ms. Booker on an excellent job considering the challenge and a lot of work and planning to get to this outcome. Kathleen Driscoll also commended Ms. Booker.

Executive Sessions

Before going into executive session President Smith asked all Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials to refrain from participating.

On Thursday, July 15, 2004,  
IT WAS MOVED BY BERTHA LOVELACE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON CASES BEFORE THE BOARD.

MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

Executive Session

On Thursday, July 15, 2004, at 3:19 p.m. the Board went into executive session to deliberate on disciplinary cases before the Board. Yvonne Smith, Bertha Lovelace, AAG Katherine Bockbrader, all staff members and visitors left the meeting room. Board member Bertha Lovelace was appointed to report.

On Friday, July 16, 2004, at 9:00 a.m. Bertha Lovelace reported that at 7:00 pm on Thursday July 15, 2004 the Board reconvened in open session.

Before going into executive session President Smith asked all Board members whether they had reviewed all materials relevant to the deliberations and requested those who had not reviewed the materials to refrain from participating.

On Friday, July 16, 2004,  
IT WAS MOVED BY BERTHA LOVELACE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DELIBERATE ON CASES BEFORE THE BOARD. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

On Friday, July 16, 2004, at 9:40 a.m. the Board went into executive session to deliberate on disciplinary cases before the Board. Yvonne Smith, Bertha Lovelace, AAG Katherine Bockbrader, all staff members and visitors left the meeting room. Board member Bertha Lovelace was appointed to report.

At 9:55 a.m. the Board reconvened in open session and Bertha Lovelace reported that the Board went into executive session to deliberate on cases before the Board.

On Friday, July 16, 2004,  
IT WAS MOVED BY BERTHA LOVELACE, THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS PENDING AND IMMINENT COURT ACTION AND TO DISCUSS PERSONNEL MATTER RELATED TO THE EMPLOYMENT OF STAFF. MOTION ADOPTED BY UNANIMOUS ROLL CALL VOTE OF THE BOARD MEMBERS PRESENT.

On Friday, July 16, 2004, at 1:12 p.m. the Board went into executive session to discuss pending and imminent court action and to discuss personnel matter related to the employment of staff. All staff members and all visitors left the meeting room, except for John Brion, Betsy Houchen and AAG Holly Fischer. Board member Bertha Lovelace was appointed to report.

At 2:15 p.m. the Board reconvened in open session and Bertha Lovelace reported that the Board went into executive session to discuss pending and imminent court action and to discuss personnel matter related to the employment of staff.

Alternative Program  
Rule and Freedom  
From Religion

The Board received a written memo regarding the Alternative Program Rule and Freedom From Religion submitted by John Brion. The memo provided background information regarding a letter from the Freedom From Religion Foundation, an organization based in Wisconsin that is dedicated to "protecting separation of church and state." In its letter to the Board, the Foundation raised a number of issues related to the Board's Alternative Program for Chemical Dependency (Alternative Program). The salient issue presented is whether participants are being "religiously coerced," and whether the State may be violating the constitutional principal of separation of church and state (the "Establishment Clause") by the Alternative Program agreement imposing a requirement that participants attend Twelve Step meetings.

**Nursing Law and Rules**

Section 4723.35(B) of the Revised Code requires the Board to "establish a chemical dependency monitoring program" and adopt rules to establish eligibility for admission and continued participation in the program. Under this mandate, the Board adopted Administrative Code Rule 4723-6-03(B)(10) which provides that the

Alternative Program  
Rule and Freedom  
From Religion cont'd.

agreement *may* include a requirement that the participant attend support group and Twelve Step group meetings at a frequency specified in the participant's agreement. Based on the plain language of the Rule, a participant in the Alternative Program *may* be required to attend Twelve Step meetings, but the Board has the discretion whether or not to impose this requirement in a particular agreement. On its face, the Board believes that the Rule does not violate the Establishment Clause.

### **Alternative Program Agreement**

The Alternative Program agreement currently includes, among other things, abstinence from alcohol and abuse of drugs, a chemical dependency evaluation, compliance with treatment recommendations, successful completion of a treatment program, and Twelve Step meeting attendance. The Board believes the primary goal of the Board when entering into the Alternative Program Agreement with a licensee is to encourage the licensee to receive adequate evaluation and treatment so the licensee begins recovery and becomes responsible for maintaining that recovery.

### **Recommendations**

#### Alternative Program Agreements

After review and discussion about the Alternative Program agreement and in consultation with the Assistant Attorney General, it is recommended that the Board continue to include, among other things, abstinence from alcohol and abuse of drugs, a chemical dependency evaluation, compliance with treatment recommendations, and successful completion of a treatment program, but no longer include attendance at Twelve Step meetings. Because treatment providers set forth specific recommendations for treatment and the Board requires licensees to successfully complete the treatment recommendations, it is believed that this requirement would fulfill the purposes of the Board, that is, to encourage the licensee to begin recovery and maintain responsibility for that recovery. It is believed that the Board can meet that goal and further clarify that the Board is not mandating Twelve Step meeting attendance. Further, because the Rule provides that the agreement *may* include a requirement of Twelve Step meetings, but does not mandate it, no rule or law amendments are necessary.

#### Consent Agreements and Board Adjudication Orders

Further, the requirements were reviewed relating to Twelve Step programs in Consent Agreements and Board Adjudication Orders, and although the Board offers the alternative of attending a professional group meeting in lieu of a Twelve Step program, it is recommended that the Board revise the language:

**Current:** Licensee shall attend three (3) Twelve Step meetings per week, such as Alcoholics Anonymous, Narcotics Anonymous, Cocaine Anonymous, or Caduceus or a professional group meeting approved in advance by the Board and provide satisfactory documentation of such attendance to the Board on a quarterly basis.

**Recommended:** Licensee shall attend a minimum of one (1) meeting per week of a Twelve Step program, or a support or peer group meeting approved in advance by the Board, and licensee shall provide satisfactory documentation of such attendance to the Board on a quarterly basis.

The rationale for changing the language is to clarify the licensee's choices for attending meetings. The frequency of attendance is changed because when a licensee is under a Consent Agreement or Board Adjudication Order, the licensee must comply with treatment recommendations. The Board monitors that the licensee is complying with treatment, and the licensee becomes responsible for his/her recovery by meeting the treatment requirements. Also, the reduction of the number of meetings per week will make it easier to comply if a licensee is attending a peer or support group meeting.

Following review and discussion of the recommendations, Board member Cynthia Krueger suggested changing the order in the recommendation to indicate less emphasis on the 12 step program as follows: Licensee shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance

Alternative Program  
Rule and Freedom  
From Religion Cont'd.

by the Board, or a twelve step program, and licensee shall provide satisfactory documentation of such attendance to the Board on a quarterly basis.

It was agreed by general consent of the Board members to accept the recommendation as amended.

Report of Assistant  
Attorney General

On Friday, July 16, 2004, the Board received a report on pending and imminent court actions from AAG Holly Fischer. Ms. Fischer answered questions of the Board for clarification.

### Special Orders

Review Rules  
scheduled for Section  
119.032 Review and  
determine which, if  
any rules, may be filed  
as "no change" rules

The Board received a written memo regarding the "No change rule review and guidelines" submitted by Cynthia Snyder, Legislative and Regulatory Specialist. Attached were Rule Review Guidelines and copies of Chapters 16 and 17 for reference. The following four chapters of 4723 OAC are up for five year review in 2004: Chapter 16; Chapter 17; Chapter 21 and Chapter 22. Chapters 21 and 22 are proposed for rescission. Ms. Snyder informed the Board that changes in Chapter 17 LPN IV Therapy, would be recommended to reorder the existing rules, but there would not be substantive changes. Following review and discussion, Ms. Snyder agreed to provide the draft rules in the first Board mailing for the September Board meeting. Changes will also be proposed in chapter 16, Adjudication.

Follow up on what is  
needed by governor's  
office for re-  
appointment of Board  
members for report at  
the September Board  
meeting

President Smith reminded the Board that members whose terms expire this year need to provide an update at the September Board meeting to provide an application and updated information to the Governor's office for Board's and Commission's. Staff member Cynthia Snyder stated that she had spoke about this with the governor's office as directed by the Board. She stated that Board members Debra Broadnax and Elizabeth Buschmann needed to write letters stating their interest in being reappointed and include their updated resumes. President Smith reminded the Board that Executive Director John Brion, as directed at the May Board meeting, would be sending a letter on behalf of the Board indicating geographical and practice needs for the appointment to replace RN Board member Patricia Schlecht. President Smith agreed to send a letter endorsing the reappointments of Board members Debra Broadnax and Elizabeth Buschmann, as directed by the Board.

Review of Board  
member Guidelines

The Board received a written memo developed to assist in the review process for each Board Governance guideline, which indicated the most recent action and included a series of questions regarding the need for revision. The Board reviewed each guideline separately using the worksheets provided. In review of the guidelines, the Board agreed by general consent to the following:

Staff member Cynthia Snyder agreed to check with the Ethics Commission regarding a question on receiving compensation for time spent conducting board business and for their regularly paid full time positions and report back to the Board at the September meeting.

President Smith agreed to draft edits to the Board policy 4723-B-018 "Process for Evaluating The Executive Director," for review during the September Board meeting.

Director Brion confirmed that he would complete his self-evaluation and submit it to the Board members with separate evaluation forms in the first board mailing and also submit the draft Annual Report for review during the September meeting.

Lisa Ferguson Ramos agreed to edit the disciplinary guidelines and bring back to the Board for review and approval.

Following review and discussion;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD RE-AFFIRM THE BOARD MEMBER GUIDELINES AS AMENDED FOR ADOPTION AT THE SEPTEMBER BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Open Forum

As requested by Executive Director John Brion, At 10:00 a.m. on Friday, July 16, 2004, Director Joan Lawrence, Ohio Department of Aging, , addressed the Board on the report to the Governor's Workforce Policy Board on the health care workforce shortage in Ohio from the Ohio Health Care Workforce Advisory Council. Director Lawrence discussed the Advisory Council's recommendation to the Governor's Workforce Policy Board to establish and support a Health Care Workforce Center. Director Lawrence stated that leadership is needed to create a health care workforce center at the state government level, perhaps in the governor's office. It is clear that the state's continuing involvement is critical. The Health Care Workforce Center would look at shortages in all health care professions, including nursing, along with many other issues in healthcare professions. Workforce level data collection is essential in order to respond to healthcare workforce shortages. Information on the supply and demand for workers must be available consistently. The collection of standardized data on professional license renewals, as being implemented by DAS, will provide important information to the center. Director Lawrence stated that the OBN's recent survey could be used to assist with this type of data analysis. Director Lawrence also stated that the Advisory Council wishes to work together with the Ohio Board of Nursing to explore how the Health Care Workforce Center might fit in with OBN's nursing center concept. Director Lawrence answered questions of the Board regarding credentialing direct care workers; meeting with other regulatory boards to discuss the Health Care Workforce Center; and its impact on other professions. President Smith informed Director Lawrence that the Board's Center for Nursing Excellence and Workforce Planning Task Force would be meeting later on Friday with a report to follow during the afternoon meeting. She further stated that Director Brion would follow up with her regarding the information presented. President Smith thanked Director Lawrence for her comments to the Board.

Reports from Board  
Members

Task Force Reports

Center for Nursing  
Excellence and  
Workforce Planning  
Task Force

Board member Judith Brachman highlighted the discussion of the Center for Nursing Excellence and Workforce Planning Task Force meeting, which met during lunch on Friday, July 16, 2004. During the meeting the group discussed the Board's survey and the data needed for a recruitment program plus other things the group wants to accomplish in terms of a real or virtual nursing center. The group discussed the monies that have been accepted from entities thus far, which either need to be used to continue establishing a center, or a communication needs to be sent to these entities explaining how the money will be spent. Other ideas that still need to be discussed by the task force include Director Joan Lawrence's presentation during Open Forum regarding the credentialing of Direct Care Workers and developing a Health care center at the government level. The group agreed that both were good ideas, however the Board is also pursuing its own nursing center. Director Brion reminded the Board that he would be inviting Pat Martin, Dean, Wright State University, to attend the September Open Forum to describe their grant initiative for a nursing center model in a university setting, He further stated that he would be looking at other nursing centers as well. President Smith invited other Board members to attend the Center for Nursing Excellence and Workforce Planning Task Force meetings to provide their input. Following further discussion, the Board felt that it needed to address its own initiative prior to aligning itself with proposals that are broader in nature (i.e. the Health Care Worker Center) regarding monies contributed, needs identified, etc. It was further suggested to look at other centers that are already in place and review what they have accomplished. The Center for Nursing Excellence and Workforce Planning task force is scheduled to meet at noon on Friday, September 10, 2004.

Board Task Force on  
LPN Scope of  
Practice

Board member Bertha Lovelace highlighted the discussion of the Board Task Force on the LPN Scope of Practice meeting, which met during lunch on Thursday, July 15, 2004. During the meeting the task force discussed the major need for educating entities on what LPNs can and cannot do and that RNs also need education on delegation. It was recommended by this group that the Board take all educational opportunities to clarify these roles in the future. Norma Selders stated that teaching

has begun during presentations held at ODH and ODJFS with a LTC focus on interpretations of the different scopes. The LPN Scope of Practice task force, Ms. Selders and Nancy Manns continue to work on the brochure incorporating LPNAO's suggestions to clarify an easier read. A final draft is to be provided at the November Board meeting. The group also suggested that Q/A's be placed on the Board's web page and in *Momentum* to assist with educational endeavors. The LPN Scope of Practice task force is scheduled to meet at noon on Thursday, November 18, 2004.

Board Task Force on Strategic Planning President Smith highlighted the discussion of the Board Task Force on Strategic Planning meeting, which met at 8:00 a.m. on Friday, July 16, 2004. President Smith reported that a draft Strategic Plan would be provided during the September meeting with information inserted from the core document of National Council's best practices. President Smith stated that Board staff would have an opportunity to provide feedback on the draft prior to the September Board meeting in terms of setting measurements to attain the goals. The Board Task Force on Strategic Planning will meet in November to complete the final draft.

Advisory Group Chair Reports  
Report of the Advisory Group on Nursing Practice & Education Issues Board member Kathleen Driscoll, Chair, reported that the Advisory Group on Nursing Practice & Education Issues met on June 18, 2004. The group discussed the refresher course, where a lot of work is needed between the advisory groups in terms of criteria for reactivation requirements. The group agreed that the refresher course should not be repetitive and to focus on concepts and processes in the different scopes of practices. Ms. Driscoll stated that both groups needed to look at ways of delegating teaching the course and implementing an adult education model that would thread through the course and not become separate topics.

Decision Making Model The Board received a written memo regarding the approval of the Revised Decision-making Model as recommended by the Advisory Group on Nursing Practice and Education submitted by Kathleen Driscoll and Nancy Manns. It was also recommended that this model be placed on the Board's web page for use as reference and adjunct to the laws and rules. Following review;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD ACCEPT THE REVISED DECISION-MAKING MODEL RECOMMENDED BY THE ADVISORY GROUP ON NURSING PRACTICE AND EDUCATION AND THAT THE MODEL BE PLACED ON THE BOARD'S WEB PAGE FOR REFERENCE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Report of the Advisory Group on CE Board member Lisa Klenke, Chair, and staff member Norma Selders, reported that the Advisory Group on CE met on June 10, 2004. The group discussed the RNFA rules and why the Board took action to rescind the rules and was instructed to take this information back to interested parties. The Advisory Group also reviewed rules in Chapter 14 that needed revision. This group continues work on the refresher course and reactivation requirements along with the NP&E Advisory Group.

Report of the Advisory Group on Dialysis Board member Debra Broadnax, Chair and staff member Nancy Manns addressed the Board regarding Advisory Group membership. Ms. Manns distributed the Advisory Group on Dialysis Roster for 2004. The roster indicated members with second terms that are ending in 2004 and ending in 2005. Debra Broadnax reviewed current policy that states eligibility for reappointment ends after serving two consecutive terms on the advisory groups. Members of the Advisory Group on Dialysis expressed concerns of losing the majority of membership's history in terms of writing the rules within the next two years, etc. would be lost if the current policy in place is adhered to. Following discussion, regarding advisory group roles and the Chairs roles, it was agreed by general consent of the Board to follow the board's policy as written.

Report from Board Hospitality Liaison Board member Anne Barnett reported that the balance of the Board fund is \$147.00. Ms. Barnett stated that she would send email reminders to Board members that contributions will be collected during the September Board meeting to replenish the fund for the November Board meeting activities.

Governance-Strategic  
Planning

Identification of  
potential law changes  
Interstate Licensure  
Compact

See Agenda item 1.3 Executive Director Report.

Advanced Practice  
Nurse Statutes

See Agenda item 1.3 Executive Director Report.

Identification of  
potential rule changes  
Community Health  
Worker Rules and  
Nursing Education  
Grant Program Rules  
(Also see 1.3  
Executive Director  
Report)

The Board received a written memo regarding comments received on proposed rules on the Community Health Worker Rules and Nursing Education Grant Program Rules submitted by Cynthia Snyder. Attached were written comments received on the proposed rules. Following review and discussion regarding the timeframe to review the proposed rules before the September board meeting, Ms. Snyder agreed to send the draft rules next week with comments received incorporated in order to receive input from the Board members before August 16, 2004. Ms. Snyder further agreed to include the statute along with the draft rules with a cover memo in the Board's first mailing before the September Board meeting.

Rescind MR/DD  
Delegation Rules

The Board received a written memo regarding the rescission of OAC Chapters 21 and 22 submitted by Cynthia Snyder. These chapters are entitled Delegation in MR/DD County Board Facilities and Delegation of the Authority to Give Oral and/or Apply Topical Medications in ICF/MR with Fifteen or Fewer Residents. Following review and discussion;

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT THE BOARD APPROVE RESCISSION OF THE MR/DD DELEGATION RULES CHAPTERS 21 AND 22 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Internal & External  
environment to support  
effective dialogue,  
respect, trust, and  
organizational growth

External  
Communications  
Report of the  
Compassionate Care  
Task Force

The Board members received a copy of the Report of the Compassionate Care Task Force submitted by Susan Milne. The full report is available on line at <http://www.ohiopaininitiative.org/source.html>). The report is also available on the Board's web site. Following discussion of the report Ms. Milne's asked the Board in terms of the recommendations in the report what they desired. Following discussion, it was agreed by general consent of the Board members to include an article in *Momentum* regarding pain awareness and to create a two pronged web page for educators and practicing nurses to get updated information about what is currently being taught.

Summary of  
Recommendations to  
the 2004 Delegate  
Assembly with  
Rationale

The Board received the Summary of Recommendations to the 2004 Delegate Assembly with Rationale submitted by John Brion. Following review and discussion of the recommendations, it was agreed by general consent of the Board members, that the delegates be authorized to vote on behalf of the Board. President Smith agreed to write a letter of endorsement to National Council for Executive Director Brion's candidacy for Director At Large and also send copies to the delegates.

Board  
Governance/Planning  
Strategic Review Plan

President Smith began a discussion regarding the Strategic Review Plan. She indicated that time still needed to be dedicated outside of the regular Board meeting and suggested holding a Strategic Review Plan Retreat breakfast with staff members during the September Board meeting in Dayton. Board members and staff were invited to bring their breakfast to the retreat, if they so desire. Following discussion, it was agreed by general consent of the Board members to schedule the Strategic

Review Plan Retreat from 7:30 a.m. – 8:45 a.m. on Thursday, September 9, 2004.

Budget  
review/Preparation

The Board received a written memo regarding the Budget Proposal submitted by Rosemary Booker. Attached was a copy of the Board's SFY'2006-2007 budget proposal, which was submitted this week. Ms. Booker answered questions of the Board for clarification. Director Brion commended Ms. Booker again on a job well done during this budget proposal.

**Approvals**  
**Nursing Education**  
**Programs**  
**New Program**  
**Approvals**

Columbiana County  
Career & Technical  
Center School of  
Practical Nursing,  
Lisbon

The Board received and reviewed the report of the June 15, 2004 survey visit for the proposed new practical nursing program at Columbiana County Career & Technical Center School of Practical Nursing, Lisbon, conducted to verify the accuracy of information presented in the proposal for establishing a new nursing education program. Following review and discussion;

IT WAS MOVED BY KATHLEEN DRISCOLL, ON BEHALF OF THE ADVISORY GROUP ON NURSING EDUCATION & PRACTICE ISSUES, THAT THE BOARD GRANTS CONDITIONAL APPROVAL FOR THE PRACTICAL NURSING PROGRAM AT COLUMBIANA COUNTY CAREER AND TECHNICAL CENTER, LISBON. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Determination of  
Program Approval  
Status

Mercy College of  
Northwest Ohio  
Mercy St. Vincent  
School of Nursing,  
Toledo

The Board received and reviewed the report of the May 24-25, 2004 survey visit to the Mercy College of Northwest Ohio Mercy St. Vincent School of Nursing, Toledo, conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE MERCY COLLEGE OF NORTHWEST OHIO MERCY ST. VINCENT SCHOOL OF NURSING, ASSOCIATE DEGREE PROGRAM, TOLEDO, BE GRANTED FULL APPROVAL EFFECTIVE JULY 15, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Knox County Career  
Center School of  
Practical Nursing,  
Mt. Vernon

The Board received and reviewed the report of the April 26-28, 2004 survey visit to the Knox County Career Center School of Practical Nursing, Mt. Vernon, conducted to determine approval status;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT THE KNOX COUNTY CAREER CENTER SCHOOL OF PRACTICAL NURSING, MT. VERNON IN ACCORDANCE WITH RULE 4723-5-04 OAC BE GRANTED FULL APPROVAL EFFECTIVE JULY 15, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Columbus State  
Community College  
Practical Nurse  
Program, Columbus

The Board received and reviewed the report of the March 12 & May 25-26, 2004 survey visit to the Columbus State Community College Practical Nurse Program, Columbus, conducted to determine approval status;

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE COLUMBUS STATE COMMUNITY COLLEGE PRACTICAL NURSE PROGRAM, COLUMBUS BE GRANTED FULL APPROVAL EFFECTIVE JULY 15, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. THE BOARD FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT A PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE JULY 21-22, 2005 BOARD MEETING. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Buckeye Career  
Center School of  
Practical Nursing,  
New Philadelphia

The Board received and reviewed the report of the May 10-12, 2004 survey visit to the Buckeye Career Center School of Practical Nursing, New Philadelphia, conducted to determine approval status;

IT WAS MOVED BY LISA KLENKE, SECONDED BY KATHLEEN DRISCOLL, THAT THE BUCKEYE CAREER CENTER SCHOOL OF

PRACTICAL NURSING, NEW PHILADELPHIA BE GRANTED FULL APPROVAL EFFECTIVE JULY 15, 2004, IN ACCORDANCE WITH RULE 4723-5-04 OAC. THE BOARD FURTHER MOVED THAT THE RECOMMENDATIONS FOR ENHANCEMENT OF THE PROGRAM BE FORWARDED TO THE PROGRAM ADMINISTRATOR, AND THAT AN INTERIM PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE JANUARY 20-21 2005 BOARD MEETING, AND A FINAL PROGRESS REPORT BE SUBMITTED TO THE BOARD FOUR WEEKS PRIOR TO THE JULY 21-22, 2005 BOARD MEETING. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. PATRICIA SCHLECHT ABSTAINED.

OBN Approvers of  
Continuing Education  
Requests for  
Reapproval of OBN  
Approvers  
LPNAO  
OBN-002-92

IT WAS MOVED BY LISA KLENKE, ON BEHALF OF THE ADVISORY GROUP ON CONTINUING EDUCATION, THAT THE BOARD ACCEPT THE RECOMMENDATION TO REAPPOINT THE LICENSED PRACTICAL NURSE ASSOCIATION OF OHIO (OBN-002-92) AS AN APPROVER OF CONTINUING EDUCATION THROUGH JULY 31, 2007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. TERESA WILLIAMS ABSTAINED.

OLN  
OBN-006-92

IT WAS MOVED BY LISA KLENKE, ON BEHALF OF THE ADVISORY GROUP ON CONTINUING EDUCATION, THAT THE BOARD ACCEPT THE RECOMMENDATION TO REAPPOINT THE OHIO LEAGUE FOR NURSING – OBN-006-92 AS AN APPROVER OF CONTINUING EDUCATION THROUGH JULY 31, 2007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. CYNTHIA KRUEGER ABSTAINED.

Licensees/Certificate  
Holders  
RNs and LPNS

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED THE LICENSES INITIALLY ISSUED MAY 2004 THROUGH JUNE 30, 2004 BY THE BOARD OF NURSING TO REGISTERED NURSES AND LICENSED PRACTICAL NURSES AS DEFINED IN SECTION 4723.09 ORC, TAKING INTO ACCOUNT THOSE LICENSES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Advanced Practice  
Nurses Certificates  
of Authority  
(COA's)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES OF AUTHORITY (COA) INITIALLY ISSUED MAY, 2004 THROUGH JUNE 30, 2004 TO CERTIFIED REGISTERED NURSE ANESTHETISTS, CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.41 ORC TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. ANNE BARNETT ABSTAINED ON COA #NP-07839.

Certificates to  
Prescribe (CTP &  
CTP-Externship)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES TO PRESCRIBE (CTP AND CTP-EXTERNSHIP) INITIALLY ISSUED MAY 1, 2004 THROUGH JUNE 30, 2004 TO CERTIFIED NURSE-MIDWIVES, CERTIFIED NURSE PRACTITIONERS, AND CLINICAL NURSE SPECIALISTS AS DEFINED IN SECTION 4723.48 ORC, TAKING INTO ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

OCDTs

IT WAS MOVED BY LISA KLENKE, SECONDED BY CYNTHIA KRUEGER, THAT THE BOARD OF NURSING RETROACTIVELY RATIFY AS SUBMITTED ALL CERTIFICATES INITIALLY ISSUED MAY 1, 2004 THROUGH JUNE 30, 2004 TO OHIO CERTIFIED DIALYSIS TECHNICIANS (OCDTS) AS DEFINED IN SECTION 4723.75 ORC, TAKING INTO

ACCOUNT THOSE CERTIFICATES SUBJECT TO DISCIPLINE, SURRENDER OR NON-RENEWAL. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

**Adjudication**

Notices of  
Opportunity

On Friday, July 16, 2004, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: LOCKE, CONSTANCE P.N. 042960 (CASE #04-0057); TRISSEL, ROY R.N. 240619 (CASE #98-0116(B)); VILLEPONTEAUX, BETTY R.N. 206532 (CASE #03-2000); CURTIS-THOMAS, CHARLES R.N. END APP. (CASE #04-0763); SHOEMAKER, MICHELLE P.N. 105897 (CASE #02-0766); STEVENS, JUANITA R.N. 271492 P.N. 088239 (CASE #04-0585); WESTLEY, ANITA P.N. 096210 (CASE #03-1464); JOHNSON, DELORES P.N. 086898 (CASE #03-1943(B)); BOYD, JOSEPH P.N. 101594 (CASE #02-1535); SAMMON, TIMOTHY P.N. 058679 (CASE #02-0678) AND QUEENER, BERNADETTE R.N. 169684 (CASE #03-1639). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the July 2004 Board meeting.

Immediate  
Suspensions

On Friday, July 16, 2004, the Board considered the following proposed Immediate Suspensions and Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ISSUE AN IMMEDIATE SUSPENSION AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: BLAKELY, JUDY P.N. 069381 (CASE #03-1711); CLEMENTE, WALTER R.N. 257067 (CASE #04-0348); FRYER, KIMBERLY R.N. 228090 (CASE #04-0003); LANCASTER, STEPHANIE P.N. 100076 (CASE #03-1209); LEGERSKI, MELISSA P.N. 112150 (CASE #04-0231); MISKAR, NICOLE R.N. 305031 (CASE #04-0918); UPTOGRAPH, GINA P.N. 077257 (CASE #04-0245); BARNES, JACQUI R.N. 293910 (CASE #02-0292) AND SMITH, BARBARA R.N. 210375 (CASE #04-0075). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the July 2004 Board meeting.

Automatic  
Suspensions

On Friday, July 16, 2004, the Board considered the following proposed Automatic Suspensions and Notices of Opportunity for Hearing that were reviewed by Board members:

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT THE BOARD ISSUE AN AUTOMATIC SUSPENSION AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASES: GRANT, DEBORAH P.N. 063539 (CASE #03-2246); MENELEE, MATTIE P.N. 045185 (CASE #04-1250); RANKIN, JEAN R.N. 222049 P.N. 071046 (CASE #04-1002); ROBERTS, COURTNEY P.N. 112489 (CASE # 03-0912); ROSE, LOIS P.N. 080484 (CASE #04-0509) AND GORDON, RICHARD P.N. 074732 (CASE #03-0779). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the July 2004 Board meeting.

Summary Suspension On Friday, July 16, 2004, the Board considered the following proposed Summary Suspension and Notice of Opportunity for Hearing that was reviewed by Board members:

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT THE BOARD ISSUE A SUMMARY SUSPENSION AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723. ORC FOR THE FOLLOWING CASE: GREENLEAF, JOSEPH R.N. 298478 P.N. 102578 (CASE #04-0851). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Complete copies of the Summary Suspension and Notice of Opportunity for Hearing shall be maintained in the exhibit book for the July 2004 Board meeting.

Surrenders  
Permanent  
Voluntary  
Surrenders IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY LISA KLENKE, THAT THE BOARD ACCEPT PERMANENT VOLUNTARY SURRENDERS FOR THE FOLLOWING CASES: KNOTTS, JULIE R.N. 226582 (CASE #04-0613); SOUTHALL, SUSAN R.N. 211677 (CASE #03-0076) AND LINKOUS, LANAE R.N. 155701 (CASE #02-1167). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED. MARY JEAN FLOSSIE WAS ABSENT.

Voluntary Non-  
Permanent  
withdrawal of  
Endorsement  
Application IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT THE BOARD ACCEPT THE VOLUNTARY NON-PERMANENT WITHDRAWAL OF APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING: MAHMUD, LAILA RN END APP. (CASE #04-0777) AND QUINN, JOHN P.N. END APP. (CASE #04-1364). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Voluntary  
Permanent  
withdrawal of  
Endorsement  
Application IT WAS MOVED BY ANNE BARNETT, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT THE VOLUNTARY PERMANENT WITHDRAWAL OF THE APPLICATION FOR LICENSURE BY ENDORSEMENT FOR THE FOLLOWING: DAVIS, STEPHANIE RN END APP. (CASE #03-0638). MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Consent Agreements On Friday, July 16, 2004, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT THE BOARD APPROVE THE CONSENT AGREEMENTS FOR VIOLATIONS OF CHAPTER 4723. ORC ENTERED INTO BY AND BETWEEN THE BOARD AND THE FOLLOWING LICENSEES: ETHEART, ROSEMARY R.N. 167684 NP #03116 (CASE #04-0514); KIRSTEIN, KENNETH R.N. 200892 (CASE #04-0897); LUCENTE, LISA R.N. 220338 (CASE #02-1279); NORMAN, JACQUELINE R.N. 293834 (CASE #03-0815); ROWE, MARGARET P.N. 105557 (CASE #03-1653); SMITH, MARLEN P.N. 057361 (CASE #03-1040); VIOLA, SUZETTE R.N. 218527 NP #06380 (CASE #04-0515); ALLENBAUGH, LAURA R.N. 274497 (CASE #03-0907); FRITCH, SANDRA R.N. 271379 (CASE #03-0153); CLARK, LORI P.N. 083500 (CASE #03-2196); DENNLER, PATRICIA R.N. 164838 (CASE #00-0753); SMITH, DINEEN R.N. 166814 (CASE #03-0758); BEEKER, DEBRA P.N. 040196 (CASE #04-0906); BOLLING, BEVERLY R.N. 231628 (CASE #03-1714); COLLINS, TERESA R.N. 268338 (CASE #01-0498); DEHLINGER, CYNTHIA R.N. 251571 NM #06070 (CASE #04-0746); GRIFFIS, RENEE P.N.

Consent Agreements  
Cont'd.

END APP. (CASE #03-1468); LAHL, MEREDITH R.N. 305595 (CASE #04-0315); MARCK, DANIEL R.N. 229014 (CASE #04-0510); MAYBERRY, LESA D.T. APPLICANT (CASE #04-0163); PITZEN, KIMBERLY R.N. 231428 (CASE #04-0800); SCHUSTER, MICHAEL R.N. END APP. (CASE #04-0674); VOLZ, PATTI P.N. 094584 (CASE #03-1640); WALTER, MELANIE P.N. NCLEX APP. (CASE #04-0596); WETZEL, SHARON R.N. 234060 (CASE #99-0935); JOHNSON, LEIGH IR 935921 (CASE #04-0765); MELLOTT, CHRISTINA P.N. END APP. (CASE #04-0995); RICE, MICHELLE R.N. 276645 (CASE #03-1727); WARD, ALAN R.N. END APP. (CASE #04-0673); BLACK, JAMES R.N. 251412 (CASE #03-0687); STEINMETZ, CHRISTINE R.N. 216546 (CASE #03-0642); KREUZ, GREGORY R.N. 289525 (CASE #03-0141); ADKINS, VALERIE R.N. 284131 P.N. 099133 (CASE #02-1156); GREEN, JANET R.N. 204865 (CASE #02-1413); SWINDERMAN, TAMELA P.N. 091562 (CASE #02-0926); SLAGLE, JONNIE P.N. 112430 (CASE #03-1176); SLY, MARY R.N. 266780 (CASE #03-0533); GENIS, BARBARA R.N. 256769 (CASE #00-1024); SHEPHERD, JO ANN R.N. NCLEX APP. (CASE #04-0937) AND WILSON, CLIFFORD R.N. 201351 (CASE #03-0637).  
MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT.

JUDITH BRACHMAN OPPOSED ON THE FOLLOWING CASES: ROWE, MARGARET P.N. 105557 (CASE #03-1653); ALLENBAUGH, LAURA R.N. 274497 (CASE #03-0907); GRIFFIS, RENEE P.N. END APP. (CASE #03-1468); PITZEN, KIMBERLY R.N. 231428 (CASE #04-0800); VOLZ, PATTI P.N. 094584 (CASE #03-1640); WETZEL, SHARON R.N. 234060 (CASE #99-0935); ADKINS, VALERIE R.N. 284131 P.N. 099133 (CASE #02-1156); SLAGLE, JONNIE P.N. 112430 (CASE #03-1176) AND WILSON, CLIFFORD R.N. 201351 (CASE #03-0637).

ANNE BARNETT OPPOSED ON THE FOLLOWING CASES: ALLENBAUGH, LAURA R.N. 274497 (CASE #03-0907), VOLZ, PATTI P.N. 094584 (CASE #03-1640) AND GENIS, BARBARA R.N. 256769 (CASE #00-1024).

ELIZABETH BUSCHMANN OPPOSED ON THE FOLLOWING CASES: SMITH, MARLEN P.N. 057361 (CASE #03-1040) AND VOLZ, PATTI P.N. 094584 (CASE #03-1640).

DEBRA BROADNAX OPPOSED ON THE FOLLOWING CASE: SCHUSTER, MICHAEL R.N. END APP. (CASE #04-0674). MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED ON ALL CASES.

Complete copies of the Consent Agreement(s) shall be maintained in the exhibit book for the July 2004 Board meeting.

Hearing Officer  
Reports  
Dales, Christina  
P.N. NCLEX  
Applicant (Case  
#03-1416)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Dales, Christina P.N. NCLEX (Case #03-1416); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation of Hearing Examiner Grant Shoub.

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT IN THE MATTER OF DALES, CHRISTINA P.N. NCLEX (CASE #03-1416), 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 CHRISTINA DALES' APPLICATION FOR LICENSURE TO

Dales, Christina  
P.N. NCLEX (Case  
#03-1416) Cont'd.

PRACTICE AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY DENIED FOR A MINIMUM PERIOD OF ONE (1) YEAR. MS. DALES MAY SUBMIT AN APPLICATION FOR LICENSURE IN JULY 2005 ONLY IF MS. DALES HAS SUBMITTED DOCUMENTATION TO THE BOARD OF SUCCESSFUL RELEASE FROM COMMUNITY CONTROL SANCTIONS AND PAYMENT OF COURT ORDERED RESTITUTION.

UPON THIS REPORT AND RECOMMENDATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

CHRISTINA DALES' APPLICATION FOR LICENSURE TO PRACTICE AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY DENIED FOR A MINIMUM PERIOD OF ONE (1) YEAR. CHRISTINA DALES MAY SUBMIT AN APPLICATION FOR LICENSURE IN JULY 2005 ONLY IF MS. DALES HAS SUBMITTED DOCUMENTATION TO THE BOARD OF SUCCESSFUL RELEASE FROM COMMUNITY CONTROL SANCTIONS AND PAYMENT OF COURT ORDERED RESTITUTION. THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Murphy, Delores  
P.N. 087335 (Case  
#03-0327)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Murphy, Delores P.N. 087335 (Case #03-0327); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; and Report and Recommendation of Hearing Examiner of Hearing Examiner Grant Shoub;

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT IN THE MATTER OF MURPHY, DELORES P.N. 087335 (CASE #03-0327), 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 DELORES MURPHY'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD ORDERED DELORES MURPHY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO BE PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MS. MURPHY TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE PN #087335 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

Murphy, Delores P.N. 087335 (Case #03-0327) cont'd. DELORES MURPHY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Getz, Nicole P.N. 094194 (Case #03-0644) On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Getz, Nicole P.N. 094194 (Case #03-0644); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, and Report and Recommendation of Hearing Examiner Grant Shoub.

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY LISA KLENKE, THAT IN THE MATTER OF GETZ, NICOLE P.N. 094194 (CASE #03-0644) THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT NICOLE GETZ'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH CREDIT FOR TIME SUSPENDED SINCE MAY 2003, AND WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW, AND THAT FOLLOWING REINSTATEMENT, MS. GETZ SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE YEARS AND A NARCOTIC RESTRICTION FOR A MINIMUM PERIOD OF TWO YEARS AND PERMANENT PRACTICE RESTRICTIONS FROM HOME HEALTH, INDEPENDENT PRACTICE, AGENCY, AND SUPERVISORY ROLES. THE RATIONALE FOR THE MODIFICATION IS THE THREAT TO PUBLIC SAFETY BASED UPON MULTIPLE FELONIES AND THE BOARD'S DETERMINATION IN ITS EXPERTISE THAT MS. GETZ SHOULD ONLY WORK IN A MONITORED ENVIRONMENT.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE. NICOLE GETZ'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH CREDIT FOR TIME SUSPENDED SINCE MAY 2003. THUS, MS. GETZ MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER MAY 2006. THE BOARD MAY CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING CONDITIONS ARE MET:

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

**CONDITIONS FOR REINSTATEMENT**

MS. GETZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. GETZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. GETZ SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. GETZ SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. GETZ 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. GETZ'S HISTORY. MS. GETZ SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. GETZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. GETZ SHALL, AT HER OWN EXPENSE, SEEK 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. GETZ SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. GETZ 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. GETZ 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, MS. THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. GETZ'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. GETZ SHALL, AT HER OWN EXPENSE, SEEK 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. GETZ SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. GETZ SHALL EXECUTE RELEASES TO PERMIT

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. GETZ'S LICENSE TO PRACTICE, AND STATING WHETHER MS. GETZ IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. GETZ 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 HE/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. GETZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. GETZ'S HISTORY.

MS. GETZ SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. GETZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. GETZ 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. GETZ 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.

MS. GETZ 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. GETZ THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. GETZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. GETZ**

MS. GETZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

MS. GETZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. GETZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. GETZ SHALL SUBMIT THE REPORTS AND 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.

MS. GETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. GETZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. GETZ SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. GETZ SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. GETZ HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. GETZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. GETZ AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. GETZ SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. GETZ SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. GETZ SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. GETZ SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. GETZ HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. GETZ 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. GETZ'S HISTORY. MS. GETZ SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

MS. GETZ SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. GETZ 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 HE/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. GETZ SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. GETZ'S HISTORY.

MS. GETZ SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. GETZ SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. GETZ 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. GETZ 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.

MS. GETZ 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. GETZ THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. GETZ SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. GETZ SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. GETZ SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. GETZ SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

MS. GETZ SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. GETZ AND AGREES TO MONITOR MS. GETZ'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. GETZ SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. GETZ WORKING AS A NURSE. MS. GETZ SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. GETZ MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. GETZ SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. GETZ SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. GETZ IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MS. GETZ**

MS. GETZ SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. GETZ SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. GETZ SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. GETZ SHALL SUBMIT THE REPORTS AND 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.

MS. GETZ SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. GETZ SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. GETZ 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.

MS. GETZ SHALL ALSO BE SUBJECT TO THE FOLLOWING TEMPORARY RESTRICTION FOR A MINIMUM PERIOD OF TWO (2) YEARS:

Getz, Nicole P.N.  
094194 (Case #03-  
0644) cont'd.

**TEMPORARY NARCOTIC RESTRICTION**

MS. GETZ SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. GETZ'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. GETZ'S HISTORY OF CHEMICAL DEPENDENCY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. GETZ SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. GETZ SHALL NOT COUNT NARCOTICS.

MS. GETZ SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MS. GETZ 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) AS A NURSE 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. GETZ TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. GETZ SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. GETZ'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. GETZ HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. GETZ VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. GETZ MAY REQUEST A HEARING REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. GETZ HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. GETZ IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. GETZ AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. GETZ DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Pavlus, Marilyn  
R.N. 119201 (Case  
#03-0248)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Pavlus, Marilyn R.N. 119201 (Case #03-0248), upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation of Hearing Examiner Christopher McNeil.

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT IN THE MATTER OF PAVLUS, MARILYN R.N. 119201 (CASE #03-0248) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATIONS IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION FROM REVOCATION TO PERMANENT REVOCATION AND THAT MARILYN PAVLUS' LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. PAVLUS' PERSISTENT DENIAL OF SITUATIONS AND FAILURE TO WORK TO RESOLVE ISSUES.

MARILYN PAVLUS' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MS. PAVLUS TO SURRENDER HER REGISTERED NURSE LICENSE R.N. 119201 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Pilcher, Georgia  
R.N. 180627 (Case  
#03-0483)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Pilcher, Georgia R.N. 180627 (Case #03-0483); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing Transcript; State's Exhibits; Respondent's Exhibits and Report and Recommendation of Hearing Examiner Grant Shoub.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT IN THE MATTER OF PILCHER, GEORGIA R.N. 180627 (CASE #03-0483) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT GEORGIA PILCHER'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW, AND THAT FOLLOWING REINSTATEMENT, MS. PILCHER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF FIVE YEARS AND A PERMANENT NARCOTIC RESTRICTION AND PERMANENT PRACTICE RESTRICTIONS FROM HOME HEALTH, INDEPENDENT PRACTICE, AGENCY, AND SUPERVISORY ROLES. THE RATIONALE FOR THE MODIFICATION IS BASED UPON MS. PILCHER'S BLATANT DISREGARD FOR PREVIOUS DISCIPLINARY ACTIONS.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE. GEORGIA PILCHER'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE (3) YEARS. MS. PILCHER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007.

**CONDITIONS FOR REINSTATEMENT**

MS. PILCHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. PILCHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. PILCHER SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. PILCHER SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. PILCHER 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. PILCHER'S HISTORY. MS. PILCHER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. PILCHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. PILCHER SHALL, AT HER OWN EXPENSE, SEEK 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. PILCHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. PILCHER 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. PILCHER 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. PILCHER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. PILCHER SHALL, AT HER OWN EXPENSE, SEEK 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. PILCHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. PILCHER 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. PILCHER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. PILCHER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. PILCHER 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 HE/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. PILCHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. PILCHER'S HISTORY.

MS. PILCHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. PILCHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A

QUARTERLY BASIS.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. PILCHER 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. PILCHER 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.

MS. PILCHER 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. PILCHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. PILCHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. PILCHER**

MS. PILCHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. PILCHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. PILCHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. PILCHER SHALL SUBMIT THE REPORTS AND 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.

MS. PILCHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. PILCHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. PILCHER SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. PILCHER SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. PILCHER

HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. PILCHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. PILCHER AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

FOLLOWING REINSTATEMENT, MS. PILCHER SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. PILCHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. PILCHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. PILCHER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. PILCHER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. PILCHER 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. PILCHER'S HISTORY. MS. PILCHER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. PILCHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. PILCHER 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 HE/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. PILCHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. PILCHER'S HISTORY.

MS. PILCHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. PILCHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. PILCHER 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. PILCHER 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.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

MS. PILCHER 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. PILCHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. PILCHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. PILCHER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. PILCHER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. PILCHER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. PILCHER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. PILCHER AND AGREES TO MONITOR MS. PILCHER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. PILCHER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. PILCHER WORKING AS A NURSE. MS. PILCHER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. PILCHER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. PILCHER SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. PILCHER SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. PILCHER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MS. PILCHER**

MS. PILCHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

MS. PILCHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. PILCHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. PILCHER SHALL SUBMIT THE REPORTS AND 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.

MS. PILCHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. PILCHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. PILCHER 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.

MS. PILCHER SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT NARCOTIC RESTRICTION**

MS. PILCHER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. PILCHER'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. PILCHER'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. PILCHER SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. PILCHER SHALL NOT COUNT NARCOTICS DURING THIS NARCOTIC RESTRICTION PERIOD.

**PERMANENT PRACTICE RESTRICTION(S)**

MS. PILCHER 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) AS A NURSE 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. PILCHER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. PILCHER SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

Pilcher, Georgia R.N.  
180627 (Case #03-  
0483) cont'd.

**FAILURE TO COMPLY**

MS. PILCHER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. PILCHER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. PILCHER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. PILCHER MAY REQUEST A HEARING REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. PILCHER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. PILCHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. PILCHER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. PILCHER DOES NOT WORK IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED SHALL NOT COUNT TOWARD FULFILLING THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. PATRICIA SCHLECHT OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Bracken, Daniel  
R.N. 146043 (Case  
#03-0640)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Bracken, Daniel R.N. 146043 (Case #03-0640); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation of Hearing Examiner Grant Shoub.

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT IN THE MATTER OF BRACKEN, DANIEL R.N. 146043 (CASE #03-0640) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT DANIEL BRACKEN'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IS HEREBY PERMANENTLY REVOKED AND CERTIFICATE TO PRACTICE AS A DIALYSIS TECHNICIAN IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON MR. BRACKEN'S REPEATED NON-COMPLIANCE WITH CONSENT AGREEMENTS.

THE BOARD FURTHER ORDERS MR. BRACKEN TO SURRENDER HIS REGISTERED NURSE LICENSE RN # 146043 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

Bracken, Daniel R.N.  
146043 (Case #03-  
0640) Cont'd.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

DANIEL BRACKEN'S CERTIFICATE TO PRACTICE AS A DIALYSIS TECHNICIAN IS HEREBY PERMANENTLY REVOKED AND LICENSE TO PRACTICE NURSING AS REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE JULY 16, 2004 MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Weaver, Dennis P.N.  
078811 (Case #03-  
0881)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Weaver, Dennis P.N. 078811 (Case #03-0881); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits, Report and Recommendation, and Respondent's Objections to the Report and Recommendation of the Hearing Examiner Christopher McNeil.

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT IN THE MATTER OF WEAVER, DENNIS P.N. 078811 (CASE #03-0881) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT DENNIS WEAVER'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MR. WEAVER TO SURRENDER HIS REGISTERED NURSE LICENSE PN #078811 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

DENNIS WEAVER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

Weaver, Dennis P.N.  
078811 (Case #03-  
0881) cont'd.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Luoma, James R.N.  
201327 (Case #03-  
1841)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Luoma, James R.N. 201327 (Case #03-1841); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript; State's Exhibits; Respondent's Exhibits; Report and Recommendation; Respondent's Objections to the Report and Recommendation; State's Response to the Respondent's Objections; Respondent's Motion to Strike and State's Motion to Strike.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT IN THE MATTER OF LUOMA, JAMES R.N. 201327 (CASE #03-1841) THAT THE BOARD DENY RESPONDENT'S MOTION TO STRIKE FILED JULY 12, 20004, AND DENY THE STATE'S MOTION TO STRIKE FILED ON JULY 14, 2004, AND ACCEPT THE ENTIRE POST REPORT AND RECOMMENDATION FILINGS BY THE RESPONDENT AND THE STATE.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT JAMES LUOMA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME AND THAT SUCH SUSPENSION IS HEREBY STAYED FOR THE LIMITED AND RESTRICTED PURPOSE OF THE FOLLOWING:

MR. LUOMA SHALL SUCCESSFULLY COMPLETE AND SHALL SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

FURTHER, MR. LUOMA IS PROHIBITED FROM WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED UNLESS AND UNTIL MR. LUOMA HAS SUBMITTED TO A PSYCHIATRIC EVALUATION FROM A BOARD APPROVED PSYCHIATRIST AND THE BOARD HAS RECEIVED A WRITTEN OPINION FROM THE PSYCHIATRIST STATING THAT MR LUOMA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF CARE. PRIOR TO THE EVALUATION, MR. LUOMA SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER 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. LUOMA'S LICENSE, AND STATING WHETHER MR. LUOMA IS CAPABLE OF PRACTICING NURSING ACCORDING TO

Luoma, James R.N.  
201327 (Case #03-  
1841) Cont'd.

ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE. FURTHER, FOLLOWING MR. LUOMA'S SUBMISSION OF SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF A BOARD APPROVED NURSING REFRESHER COURSE AS DESCRIBED ABOVE, AND THE OPINION FROM A BOARD APPROVED PSYCHIATRIST AS DESCRIBED ABOVE, MR. LUOMA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY INDEFINITELY SUSPENDED AND THAT THE SUSPENSION BE STAYED SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM PERIOD OF TEN (10) YEARS AND PERMANENT PRACTICE RESTRICTIONS FROM HOME HEALTH, AGENCY, INDEPENDENT PRACTICE, SUPERVISORY ROLES, EMERGENCY ROOM SETTINGS, CRITICAL CARE SETTINGS, TRAUMA CARE, AND BURN UNIT CARE. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE EGREGIOUSNESS OF THE CRIME AND THE BOARD'S DETERMINATION IN ITS EXPERTISE THAT IN ORDER TO ASSURE PROTECTION OF THE PUBLIC, MR. LUOMA'S NURSING PRACTICE MUST BE MONITORED BY THE BOARD FOR A LENGTHY PERIOD OF TIME AND THAT MR. LUOMA MUST BE PERMANENTLY RESTRICTED FROM INDEPENDENT, UNSUPERVISED, HIGH RISK, AND HIGHLY STRESSFUL AREAS OF NURSING PRACTICE.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE, THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

THE OHIO BOARD OF NURSING HEREBY ORDERS THAT: JAMES LUOMA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME. SUCH SUSPENSION IS HEREBY STAYED FOR THE LIMITED AND RESTRICTED PURPOSE OF THE FOLLOWING: MR. LUOMA SHALL SUCCESSFULLY COMPLETE AND SHALL SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF A NURSING REFRESHER COURSE APPROVED IN ADVANCE BY THE BOARD.

FURTHER, MR. LUOMA IS PROHIBITED FROM WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED UNLESS AND UNTIL MR. LUOMA HAS SUBMITTED TO A PSYCHIATRIC EVALUATION FROM A BOARD APPROVED PSYCHIATRIST AND THE BOARD HAS RECEIVED A WRITTEN OPINION FROM THE PSYCHIATRIST STATING THAT MR LUOMA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF CARE. PRIOR TO THE EVALUATION, MR. LUOMA SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER 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. LUOMA'S LICENSE, AND STATING WHETHER MR. LUOMA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOLLOWING MR. LUOMA'S SUBMISSION OF SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF A BOARD APPROVED NURSING REFRESHER COURSE AS DESCRIBED ABOVE, AND THE OPINION FROM A BOARD APPROVED PSYCHIATRIST AS DESCRIBED ABOVE, MR. LUOMA'S LICENSE TO PRACTICE NURSING

Luoma, James R.N.  
201327 (Case #03-  
1841) Cont'd.

AS A REGISTERED NURSE IN THE STATE OF OHIO SHALL BE SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN TEN (10) YEARS AND SUCH SUSPENSION SHALL BE STAYED SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS.

MR. LUOMA SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAW AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MR. LUOMA SHALL APPEAR IN PERSON FOR AN INTERVIEW BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE, ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MR. LUOMA SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HIS SUCCESSFUL COMPLETION OF FOUR (4) HOURS OF CONTINUING NURSING EDUCATION IN LAW AND RULES. THESE HOURS SHALL BE IN ADDITION TO THOSE HOURS REQUIRED FOR RENEWAL.

MR. LUOMA SHALL PROVIDE THE BOARD WITH SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH ALL ASPECTS OF A TREATMENT PLAN DEVELOPED BY THE PSYCHIATRIST DESCRIBED ABOVE OR ANOTHER BOARD APPROVED PSYCHIATRIST, UNTIL THE PSYCHIATRIST SUBMITS A WRITTEN OPINION TO THE BOARD STATING THAT MR. LUOMA IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE AND THAT TREATMENT, MONITORING, AND/OR COUNSELING IS NO LONGER RECOMMENDED.

MR. LUOMA SHALL HAVE HIS EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MR. LUOMA SHALL PROVIDE HIS EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MR. LUOMA IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

MR. LUOMA SHALL SUBMIT SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING HIS PROGRESS AND INDICATING WHETHER OR NOT MR. LUOMA HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER, ON A QUARTERLY BASIS.

MR. LUOMA SHALL SIGN A RELEASE OF INFORMATION FORM ALLOWING THE REPRESENTATIVES OF THE ABOVE AGENCIES / HEALTH PROFESSIONALS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER SHALL BE SUBMITTED ON FORMS SPECIFIED BY THE BOARD.

MR. LUOMA SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MR. LUOMA SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT AND EMPLOYER.

Luoma, James R.N.  
201327 (Case #03-  
1841) Cont'd.

MR. LUOMA SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR PHONE NUMBER.

MR. LUOMA'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MR. LUOMA HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MR. LUOMA VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS LICENSE. UPON RECEIPT OF THIS NOTICE, MR. LUOMA MAY REQUEST A HEARING REGARDING THE CHARGES.

THE BOARD WILL ONLY DISCONTINUE THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) MR. LUOMA HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) BASED UPON AN INTERVIEW WITH MR. LUOMA AND REVIEW OF THE REPORTS AS REQUIRED HEREIN, THE BOARD DETERMINES THAT MR. LUOMA IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. ANY PERIOD DURING WHICH MR. LUOMA 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.

MR. LUOMA SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MR. LUOMA 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) AS A NURSE 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. LUOMA TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MR. LUOMA SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

MR. LUOMA SHALL NOT PRACTICE NURSING AS A REGISTERED NURSE IN EMERGENCY ROOM SETTINGS, CRITICAL CARE SETTINGS, TRAUMA CARE, AND BURN UNIT CARE.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED. T. DIANN CAUDILL OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED,

Luoma, James R.N.  
201327 (Case #03-  
1841) Cont'd.

ANNE BARNETT OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED AND PATRICIA SCHLECHT OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Casey, Terry R.N.  
219357 (Case #02-  
1207)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Casey, Terry R.N. 219357 (Case #02-1207); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, and Report and Recommendation of Hearing Examiner Grant Shoub.

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT TERRY CASEY'S LICENSE TO PRACTICE NURSING, AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE BOARD'S DETERMINATION IN ITS EXPERTISE THAT MS. CASEY'S CONTINUED PRACTICE WOULD BE A DANGER TO THE PUBLIC AND THAT MS. CASEY IS NOT REMEDIABLE DUE TO MS. CASEY'S REPEATED DISHONESTY AND FALSIFICATION TO THIS BOARD, MS. CASEY'S LACK OF REMORSE, AND THAT MS. CASEY HAS A PRIOR BOARD ACTION.

THE BOARD FURTHER ORDERS MS. CASEY TO SURRENDER HER REGISTERED NURSE LICENSE RN #219357 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

TERRY CASEY'S LICENSE TO PRACTICE NURSING AS A LICENSED REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. PATRICIA SCHLECHT, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Bosher, Richard P.N.  
091039 (Case #03-  
1691)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Boshier, Richard P.N. 091039 (Case #03-1691); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript; State's Exhibits; Respondent's Exhibits; Respondent's Motion to Dismiss; State's Response to Respondent's Motion to Dismiss; Report and Recommendation; and Respondent's Objections to the Report and Recommendation of Hearing Examiner Mike Hardesty.

IT WAS MOVED BY LISA KLENKE, SECONDED BY TERESA WILLIAMS, THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW, AND MODIFY THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT RICHARD BOSHER'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN FIVE YEARS AND THAT THE SUSPENSION SHALL BE STAYED SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW AND PERMANENT PRACTICE RESTRICTIONS FROM HOME HEALTH, INDEPENDENT PRACTICE, AGENCY, AND SUPERVISORY ROLES. THE RATIONALE FOR THE MODIFICATION IS BASED UPON THE BOARD'S DETERMINATION IN ITS EXPERTISE THAT MR. BOSHER HAS DEMONSTRATED THAT HE HAS BEEN REHABILITATED AND THAT MR. BOSHER HAS PRESENTED EVIDENCE OF AN EXCELLENT RECORD IN HIS NURSING PRACTICE AND EVIDENCE DEMONSTRATING THAT MR. BOSHER HAS CONTRIBUTED POSITIVELY TO THE NURSING PROFESSION. FURTHER, THE BOARD FEELS THAT THE PUBLIC CAN BE PROTECTED IF MR. BOSHER IS MONITORED BY THE BOARD AND IS RESTRICTED FROM UNSUPERVISED AND HIGH-RISK PRACTICE SETTINGS.

RICHARD BOSHER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN FIVE (5) YEARS. SUCH SUSPENSION IS HEREBY STAYED SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS:

MR. BOSHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAW AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MR. BOSHER SHALL APPEAR IN PERSON FOR AN INTERVIEW BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE, ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

WITHIN NINETY (90) DAYS AFTER THE EFFECTIVE DATE OF THIS ORDER, MR. BOSHER SHALL SUBMIT TO A PSYCHIATRIC EVALUATION FROM A BOARD APPROVED PSYCHIATRIST. PRIOR TO THE EVALUATION, MR. BOSHER SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER 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. BOSHER'S LICENSE, AND STATING WHETHER MR. BOSHER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

Bosher, Richard P.N.  
091039 (Case #03-  
1691) cont'd.

MR. BOSHER SHALL SUBMIT SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH A TREATMENT PLAN DEVELOPED BY THE PSYCHIATRIST ABOVE OR ANOTHER PSYCHIATRIST APPROVED IN ADVANCE BY THE BOARD UNTIL THE PSYCHIATRIST SUBMITS A WRITTEN OPINION TO THE BOARD THAT TREATMENT AND COUNSELING IS NOT REQUIRED.

MR. BOSHER SHALL HAVE HIS EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MR. BOSHER SHALL PROVIDE HIS EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MR. BOSHER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

MR. BOSHER SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HIS SUCCESSFUL COMPLETION OF TWO (2) HOURS OF CONTINUING NURSING EDUCATION IN LAW AND RULES AND TEN (10) HOURS IN ANGER MANAGEMENT.

MR. BOSHER SHALL SUBMIT SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING HIS PROGRESS AND INDICATING WHETHER OR NOT MR. BOSHER HAS COMPLIED WITH ALL OF THE PROVISIONS OF PROBATION, ON A QUARTERLY BASIS.

MR. BOSHER SHALL SIGN A RELEASE OF INFORMATION FORM ALLOWING THE REPRESENTATIVES OF THE ABOVE AGENCIES / HEALTH PROFESSIONALS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER SHALL BE SUBMITTED ON FORMS SPECIFIED BY THE BOARD.

MR. BOSHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS OH 43215-3413.

MR. BOSHER SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT AND EMPLOYER.

MR. BOSHER SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR PHONE NUMBER.

MR. BOSHER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MR. BOSHER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MR. BOSHER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HIS LICENSE. UPON RECEIPT OF THIS NOTICE, MR. BOSHER MAY REQUEST A HEARING REGARDING THE CHARGES.

THE BOARD WILL ONLY DISCONTINUE THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) MR. BOSHER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) BASED UPON AN INTERVIEW WITH MR. BOSHER AND REVIEW OF THE REPORTS AS REQUIRED

Bosher, Richard P.N.  
091039 (Case #03-  
1691) cont'd.

HEREIN, THE BOARD DETERMINES THAT MR. BOSHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. ANY PERIOD DURING WHICH MR. BOSHER 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.

MR. BOSHER SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MR. BOSHER 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) AS A NURSE 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. BOSHER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MR. BOSHER SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. JUDITH BRACHMAN OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED; DIANN T. CAUDILL OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED; AND ANNE BARNETT OPPOSED STATING THAT THE LICENSE SHOULD BE PERMANENTLY REVOKED. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Kennedy, John P.N.  
098646 (Case #03-  
1964)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Kennedy, John P.N. 098646 (Case #03-1964); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, and Report and Recommendation of Hearing Examiner Mike Hardesty.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT IN THE MATTER OF KENNEDY, JOHN P.N. 098646 (CASE #03-1964) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT JOHN KENNEDY'S LICENSE TO PRACTICE NURSING, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

Kennedy, John P.N.  
098646 (Case #03-  
1964) Cont'd.

THE BOARD FURTHER ORDERS MR. KENNEDY TO SURRENDER HIS PRACTICAL NURSE LICENSE PN #098646 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

UPON THIS REPORT AND RECOMMENDATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.

JOHN KENNEDY'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Westerfield, Angela  
P.N. NCLEX  
Applicant (Case #03-  
1698)

On Friday, July 16, 2004, President Smith requested that each voting Board member verify that they reviewed in depth all materials pertaining to this matter by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of the matter.

In the matter of Westerfield, Angela P.N. NCLEX (Case #03-1698); upon hearing affirmative responses from each voting Board member that they reviewed all of the following: Hearing transcript, State's Exhibits, Respondent's Exhibits and Report and Recommendation of Hearing Examiner Grant Shoub.

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT IN THE MATTER OF WESTERFIELD, ANGELA P.N. NCLEX (Case #03-1698) THAT THE BOARD ACCEPT ALL OF THE FINDINGS OF FACT, ACCEPT ALL OF THE CONCLUSIONS OF LAW, AND THE RECOMMENDATION IN THE HEARING EXAMINER'S REPORT AND RECOMMENDATION AND THAT ANGELA WESTERFIELD'S APPLICATION FOR LICENSURE BY EXAMINATION TO PRACTICE, AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY GRANTED. IT WAS FURTHER MOVED THAT THE BOARD MODIFY THE RECOMMENDATION TO INCLUDE THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW AND PRACTICE RESTRICTIONS FROM HOME HEALTH, INDEPENDENT PRACTICE, AGENCY, AND SUPERVISORY ROLES FOR A MINIMUM PERIOD OF TEN YEARS. THE RATIONALE FOR THE MODIFICATION IS THAT THE CONDITIONS AND RESTRICTIONS ARE NECESSARY TO PROTECT THE PUBLIC BASED UPON MS. WESTERFIELD'S PRIOR CONVICTION FOR THEFT.

UPON THIS REPORT AND RECOMMENDATION WITH THE ABOVE NOTED MODIFICATION AND UPON THE APPROVAL AND CONFIRMATION BY VOTE OF THE BOARD ON THE ABOVE DATE THE FOLLOWING ORDER IS HEREBY ENTERED ON THE JOURNAL OF THE OHIO BOARD OF NURSING FOR THE ABOVE DATE.  
THE OHIO BOARD OF NURSING HEREBY ORDERS THAT:  
ANGELA WESTERFIELD'S APPLICATION FOR LICENSURE BY EXAMINATION TO PRACTICE AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY GRANTED. MS. WESTERFIELD SHALL BE GRANTED A LICENSE TO PRACTICE NURSING AS A LICENSED

Westerfield, Angela  
P.N. NCLEX (Case  
#03-1698) Cont'd.

PRACTICAL NURSE IN THE STATE OF OHIO SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF TEN (10) YEARS AFTER THE BOARD HAS RECEIVED SATISFACTORY DOCUMENTATION THAT MS. WESTERFIELD HAS PASSED THE NCLEX:

MS. WESTERFIELD SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAW AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. WESTERFIELD SHALL APPEAR IN PERSON FOR AN INTERVIEW BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE, ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. WESTERFIELD SHALL SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF HER SUCCESSFUL COMPLETION OF FOUR (4) HOURS OF CONTINUING NURSING EDUCATION IN ETHICS. THIS CONTINUING EDUCATION SHALL BE IN ADDITION TO THE HOURS REQUIRED FOR LICENSURE RENEWAL.

WITHIN NINETY (90) DAYS AFTER THE EFFECTIVE DATE OF THE PROBATIONARY PERIOD, MS WESTERFIELD SHALL AT HER OWN EXPENSE, SUBMIT TO A PSYCHIATRIC EVALUATION BY A BOARD APPROVED PSYCHIATRIST. PRIOR TO THE EVALUATION, MS. WESTERFIELD SHALL PROVIDE THE PSYCHIATRIST WITH A COPY OF THIS ORDER 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. WESTERFIELD'S LICENSE, AND STATING WHETHER MS. WESTERFIELD IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

MS. WESTERFIELD SHALL SUBMIT SATISFACTORY DOCUMENTATION OF COMPLIANCE WITH A TREATMENT PLAN DEVELOPED BY THE PSYCHIATRIST ABOVE OR ANOTHER PSYCHIATRIST APPROVED IN ADVANCE BY THE BOARD UNTIL THE PSYCHIATRIST SUBMITS A WRITTEN OPINION TO THE BOARD THAT TREATMENT AND COUNSELING IS NOT REQUIRED.

MS. WESTERFIELD SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. WESTERFIELD SHALL PROVIDE HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. WESTERFIELD IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

MS. WESTERFIELD SHALL SUBMIT SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING HER PROGRESS AND INDICATING WHETHER OR NOT MS. WESTERFIELD HAS COMPLIED WITH ALL OF THE PROVISIONS OF PROBATION, ON A QUARTERLY BASIS.

MS. WESTERFIELD SHALL SIGN A RELEASE OF INFORMATION FORM ALLOWING THE REPRESENTATIVES OF THE ABOVE AGENCIES / HEALTH PROFESSIONALS TO SUBMIT THE REQUESTED

DOCUMENTATION DIRECTLY TO THE BOARD.

Westerfield, Angela  
P.N. NCLEX (Case  
#03-1698) Cont'd.

THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER SHALL BE SUBMITTED ON FORMS SPECIFIED BY THE BOARD.

MS. WESTERFIELD SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. WESTERFIELD SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN FIVE (5) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN EMPLOYMENT AND EMPLOYER.

MS. WESTERFIELD SHALL INFORM THE BOARD OF NURSING COMPLIANCE UNIT WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR PHONE NUMBER.

MS. WESTERFIELD'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. WESTERFIELD HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. WESTERFIELD VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. WESTERFIELD MAY REQUEST A HEARING REGARDING THE CHARGES.

THE BOARD WILL ONLY DISCONTINUE THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) MS. WESTERFIELD HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) BASED UPON AN INTERVIEW WITH MS. WESTERFIELD AND REVIEW OF THE REPORTS AS REQUIRED HEREIN, THE BOARD DETERMINES THAT MS. WESTERFIELD IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. ANY PERIOD DURING WHICH MS. WESTERFIELD 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.

MS. WESTERFIELD SHALL ALSO BE SUBJECT TO THE FOLLOWING TEMPORARY LICENSURE RESTRICTIONS FOR A MINIMUM PERIOD OF TEN (10) YEARS:

**PRACTICE RESTRICTION(S)**

MS. WESTERFIELD 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) AS A NURSE 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. WESTERFIELD TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. WESTERFIELD SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

Westerfield, Angela  
P.N. NCLEX (Case  
#03-1698) Cont'd.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the July 2004 Board meeting.

No Requests for  
Hearing  
Amend, Cathy P.N.  
098970 (Case #03-  
0136)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. AMEND IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. AMEND 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 CATHY AMEND'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS CATHY AMEND TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE PN #098970 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

CATHY AMEND'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Seidel, Tara P.N.  
106697 (Case #03-  
1438)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY LISA KLENKE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. SEIDEL IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. SEIDEL 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 TARA SEIDEL'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS TARA SEIDEL TO SURRENDER HER LICENSED PRACTICAL NURSING LICENSE PN #106697 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

Seidel, Tara P.N.  
106697 (Case #03-  
1438) Cont'd.

TARA SEIDEL'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. FAULKNER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. FAULKNER 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 GLENNA FAULKNER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. FAULKNER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF FIVE YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. FAULKNER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007. THE BOARD MAY CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING CONDITIONS FOR REINSTATEMENT ARE MET:

**CONDITIONS FOR REINSTATEMENT**

MS. FAULKNER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. FAULKNER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. FAULKNER SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. FAULKNER SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. FAULKNER 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.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

FAULKNER'S HISTORY. MS. FAULKNER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. FAULKNER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FAULKNER SHALL, AT HER OWN EXPENSE, SEEK 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. FAULKNER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FAULKNER 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. FAULKNER 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. FAULKNER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. FAULKNER SHALL, AT HER OWN EXPENSE, SEEK 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. FAULKNER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. FAULKNER 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. FAULKNER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. FAULKNER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. FAULKNER 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 HE/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. FAULKNER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FAULKNER'S HISTORY.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

MS. FAULKNER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. FAULKNER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. FAULKNER 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. FAULKNER 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.

MS. FAULKNER 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. FAULKNER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. FAULKNER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. FAULKNER**

MS. FAULKNER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. FAULKNER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FAULKNER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FAULKNER SHALL SUBMIT THE REPORTS AND 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.

MS. FAULKNER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. FAULKNER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

MS. FAULKNER SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. FAULKNER SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. FAULKNER HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. FAULKNER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. FAULKNER AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. FAULKNER SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. FAULKNER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. FAULKNER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. FAULKNER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. FAULKNER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. FAULKNER 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. FAULKNER'S HISTORY. MS. FAULKNER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. FAULKNER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. FAULKNER 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 HE/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. FAULKNER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FAULKNER'S HISTORY.

MS. FAULKNER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. FAULKNER SHALL PROVIDE SATISFACTORY

DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD, MS. FAULKNER 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. FAULKNER 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.

MS. FAULKNER 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. FAULKNER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. FAULKNER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. FAULKNER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. FAULKNER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. FAULKNER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. FAULKNER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. FAULKNER AND AGREES TO MONITOR MS. FAULKNER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. FAULKNER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. FAULKNER WORKING AS A NURSE. MS. FAULKNER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. FAULKNER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. FAULKNER SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. FAULKNER SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. FAULKNER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER

PRIOR TO ACCEPTING EMPLOYMENT.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

**REPORTING REQUIREMENTS OF MS. FAULKNER**

MS. FAULKNER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. FAULKNER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. FAULKNER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. FAULKNER SHALL SUBMIT THE REPORTS AND 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.

MS. FAULKNER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. FAULKNER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. FAULKNER 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.

MS. FAULKNER SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT NARCOTIC RESTRICTION**

MS. FAULKNER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. FAULKNER'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. FAULKNER'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. FAULKNER SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. FAULKNER SHALL NOT COUNT NARCOTICS.

**PERMANENT PRACTICE RESTRICTION(S)**

MS. FAULKNER 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) AS A NURSE 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. FAULKNER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

Faulkner, Glenna  
R.N. 277592 (Case  
#03-0073) Cont'd.

MS. FAULKNER SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. FAULKNER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. FAULKNER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. FAULKNER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. FAULKNER MAY REQUEST A HEARING REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. FAULKNER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. FAULKNER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. FAULKNER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. FAULKNER 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.

THE BOARD FURTHER ORDERS GLENNA FAULKNER TO SURRENDER HER REGISTERED NURSING LICENSE RN #277592 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Allen, Brett P.N.  
081856 (Case #03-  
1007)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MR. ALLEN IN THE NOTICE OF OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MR. ALLEN 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 BRETT ALLEN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS BRETT ALLEN TO SURRENDER HIS LICENSED PRACTICAL NURSING LICENSE PN #081856 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

BRETT ALLEN'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Luther, Debra R.N.  
223607 (Case #03-  
1474)

IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY LISA KLENKE, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. LUTHER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. LUTHER 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 DEBRA LUTHER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. FAULKNER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF FIVE YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A TEMPORARY NARCOTIC RESTRICTION.

MS. LUTHER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007. THE BOARD MAY CONSIDER REINSTATEMENT ONLY AFTER THE FOLLOWING CONDITIONS FOR REINSTATEMENT ARE MET:

**CONDITIONS FOR REINSTATEMENT**

MS. LUTHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. LUTHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. LUTHER SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. LUTHER SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; AND FOUR (4) HOURS OF ETHICS.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. LUTHER 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. LUTHER'S HISTORY. MS. LUTHER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

MS. LUTHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LUTHER SHALL, AT HER OWN EXPENSE, SEEK 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. LUTHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. LUTHER 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. LUTHER 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. LUTHER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. LUTHER SHALL, AT HER OWN EXPENSE, SEEK 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. LUTHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. LUTHER 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. LUTHER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. LUTHER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. LUTHER 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 HE/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. LUTHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. LUTHER'S HISTORY.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

MS. LUTHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. LUTHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. LUTHER 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. LUTHER 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.

MS. LUTHER 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. LUTHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. LUTHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. LUTHER**

MS. LUTHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. LUTHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. LUTHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. LUTHER SHALL SUBMIT THE REPORTS AND 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.

MS. LUTHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. LUTHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

MS. LUTHER SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. LUTHER SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. LUTHER HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. LUTHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. LUTHER AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. LUTHER SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. LUTHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. LUTHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. LUTHER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. LUTHER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. LUTHER 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. LUTHER'S HISTORY. MS. LUTHER SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. LUTHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. LUTHER 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 HE/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. LUTHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. LUTHER'S HISTORY.

MS. LUTHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. LUTHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A

QUARTERLY BASIS.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD OF THIS ORDER, MS. LUTHER 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. LUTHER 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.

MS. LUTHER 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. LUTHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. LUTHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. LUTHER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. LUTHER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. LUTHER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. LUTHER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. LUTHER AND AGREES TO MONITOR MS. LUTHER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. LUTHER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. LUTHER WORKING AS A NURSE. MS. LUTHER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. LUTHER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. LUTHER SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. LUTHER SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. LUTHER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

**REPORTING REQUIREMENTS OF MS. LUTHER**

MS. LUTHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. LUTHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. LUTHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. LUTHER SHALL SUBMIT THE REPORTS AND 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.

MS. LUTHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. LUTHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. LUTHER 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.

MS. LUTHER SHALL ALSO BE SUBJECT TO THE FOLLOWING TEMPORARY RESTRICTION:

**TEMPORARY NARCOTIC RESTRICTION**

MS. LUTHER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. LUTHER'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. LUTHER'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. LUTHER SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. LUTHER SHALL NOT COUNT NARCOTICS.

MS. LUTHER SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MS. LUTHER 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) AS A NURSE 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. LUTHER TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

Luther, Debra R.N.  
223607 (Case #03-  
1474) Cont'd.

MS. LUTHER SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. LUTHER'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. LUTHER HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. LUTHER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. LUTHER MAY REQUEST A HEARING REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. LUTHER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. LUTHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. LUTHER AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. LUTHER 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.

THE BOARD FURTHER ORDERS DEBRA LUTHER TO SURRENDER HER REGISTERED NURSING LICENSE RN #223607 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MCCORMICK IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. MCCORMICK 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 CYNTHIA MCCORMICK'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. MCCORMICK SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF FIVE YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A MINIMUM TWO YEAR NARCOTIC

RESTRICTION.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

MS. MCCORMICK MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007.

**CONDITIONS FOR REINSTATEMENT**

MS. MCCORMICK SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. MCCORMICK SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. MCCORMICK SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. MCCORMICK SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; FOUR (4) HOURS OF ETHICS.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. MCCORMICK 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. MCCORMICK'S HISTORY. MS. MCCORMICK SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. MCCORMICK SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MCCORMICK SHALL, AT HER OWN EXPENSE, SEEK 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. MCCORMICK SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MCCORMICK 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. MCCORMICK 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. MCCORMICK'S LICENSE.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MCCORMICK SHALL, AT HER OWN EXPENSE, SEEK 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. MCCORMICK SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MCCORMICK 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. MCCORMICK'S LICENSE TO PRACTICE, AND STATING WHETHER MS. MCCORMICK IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. MCCORMICK 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 HE/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. MCCORMICK SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCCORMICK'S HISTORY.

MS. MCCORMICK SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. MCCORMICK SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. MCCORMICK 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. MCCORMICK 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.

MS. MCCORMICK 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. MCCORMICK THROUGHOUT THE DURATION OF THIS ORDER.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. MCCORMICK SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. MCCORMICK**

MS. MCCORMICK SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. MCCORMICK SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. MCCORMICK SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. MCCORMICK SHALL SUBMIT THE REPORTS AND 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.

MS. MCCORMICK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. MCCORMICK SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. MCCORMICK SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. MCCORMICK SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. MCCORMICK HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. MCCORMICK IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. MCCORMICK AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. MCCORMICK SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. MCCORMICK SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. MCCORMICK SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

MS. MCCORMICK SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. MCCORMICK HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. MCCORMICK 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. MCCORMICK'S HISTORY. MS. MCCORMICK SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. MCCORMICK SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. MCCORMICK 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 HE/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. MCCORMICK SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCCORMICK'S HISTORY.

MS. MCCORMICK SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. MCCORMICK SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD OF THIS ORDER, MS. MCCORMICK 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. MCCORMICK 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.

MS. MCCORMICK 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. MCCORMICK THROUGHOUT THE DURATION OF THIS ORDER.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. MCCORMICK SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. MCCORMICK SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. MCCORMICK SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. MCCORMICK SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. MCCORMICK SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. MCCORMICK AND AGREES TO MONITOR MS. MCCORMICK'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. MCCORMICK SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. MCCORMICK WORKING AS A NURSE. MS. MCCORMICK SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. MCCORMICK MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. MCCORMICK SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. MCCORMICK SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. MCCORMICK IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MS. MCCORMICK**

MS. MCCORMICK SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. MCCORMICK SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. MCCORMICK SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. MCCORMICK SHALL SUBMIT THE REPORTS AND 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.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

MS. MCCORMICK SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. MCCORMICK SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. MCCORMICK 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.

MS. MCCORMICK SHALL BE SUBJECT TO THE FOLLOWING TEMPORARY LICENSURE RESTRICTION FOR A MINIMUM PERIOD OF TWO (2) YEARS:

**TEMPORARY NARCOTIC RESTRICTION**

MS. MCCORMICK SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. MCCORMICK'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MCCORMICK'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. MCCORMICK SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. MCCORMICK SHALL NOT COUNT NARCOTICS DURING THIS NARCOTIC RESTRICTION PERIOD.

MS. MCCORMICK SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MS. MCCORMICK 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) AS A NURSE 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. MCCORMICK TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. MCCORMICK SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. MCCORMICK'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. MCCORMICK HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. MCCORMICK VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. MCCORMICK MAY REQUEST A HEARING REGARDING THE CHARGES.

McCormick, Cynthia  
R.N. 228242 (Case  
#03-0588) cont'd.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. MCCORMICK HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. MCCORMICK IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. MCCORMICK AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. MCCORMICK 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.

THE BOARD FURTHER ORDERS CYNTHIA MCCORMICK TO SURRENDER HER REGISTERED NURSE LICENSE #R.N. 228242 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE ATTACHED CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. ANNE BARNETT, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

McGinnis, Susan  
R.N. 185010 P.N.  
063015 (Case #03-  
2247)

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY KATHLEEN DRISCOLL, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MCGINNIS IN THE NOTICE OF AUTOMATIC SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. MCGINNIS 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 SUSAN MCGINNIS' LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS SUSAN MCGINNIS TO SURRENDER HER REGISTERED NURSING LICENSE RN #185010 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

SUSAN MCGINNIS' LICENSE TO PRACTICE NURSING AS A LICENSED REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup> DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. DEBRA BROADNAX AND ANNE BARNETT OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635)

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. MASTERSON IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS.

MASTERSON 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 PAMELA MASTERSON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. MASTERSON SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF FIVE YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A PERMANENT NARCOTIC RESTRICTION.

MS. MASTERSON MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007. THE BOARD MAY CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING REINSTATEMENT CONDITIONS ARE MET:

**CONDITIONS FOR REINSTATEMENT**

MS. MASTERSON SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. MASTERSON SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. MASTERSON SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. MASTERSON SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; AND FOUR (4) HOURS OF ETHICS.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. MASTERSON 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. MASTERSON'S HISTORY. MS. MASTERSON SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. MASTERSON SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MASTERSON SHALL, AT HER OWN EXPENSE, SEEK 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. MASTERSON SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MASTERSON 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, AND RECOMMENDATIONS FOR

TREATMENT AND MONITORING.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

MS. MASTERSON 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. MASTERSON'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. MASTERSON SHALL, AT HER OWN EXPENSE, SEEK 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. MASTERSON SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. MASTERSON 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. MASTERSON'S LICENSE TO PRACTICE, AND STATING WHETHER MS. MASTERSON IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. MASTERSON 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 HE/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. MASTERSON SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MASTERSON'S HISTORY.

MS. MASTERSON SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. MASTERSON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. MASTERSON 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. MASTERSON 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.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

MS. MASTERSON 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. MASTERSON THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. MASTERSON SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. MASTERSON**

MS. MASTERSON SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. MASTERSON SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. MASTERSON SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. MASTERSON SHALL SUBMIT THE REPORTS AND 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.

MS. MASTERSON SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. MASTERSON SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. MASTERSON SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. MASTERSON SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. MASTERSON HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. MASTERSON IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. MASTERSON AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. MASTERSON SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

MS. MASTERSON SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. MASTERSON SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD

MS. MASTERSON SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. MASTERSON HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. MASTERSON 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. MASTERSON'S HISTORY. MS. MASTERSON SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. MASTERSON SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. MASTERSON 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 HE/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. MASTERSON SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MASTERSON'S HISTORY.

MS. MASTERSON SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. MASTERSON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD OF THIS ORDER, MS. MASTERSON 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. MASTERSON 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.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

MS. MASTERSON 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. MASTERSON THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. MASTERSON SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. MASTERSON SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. MASTERSON SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. MASTERSON SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. MASTERSON SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. MASTERSON AND AGREES TO MONITOR MS. MASTERSON'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. MASTERSON SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. MASTERSON WORKING AS A NURSE. MS. MASTERSON SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. MASTERSON MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. MASTERSON SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. MASTERSON SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. MASTERSON IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MS. MASTERSON**

MS. MASTERSON SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. MASTERSON SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

MS. MASTERSON SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. MASTERSON SHALL SUBMIT THE REPORTS AND 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.

MS. MASTERSON SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. MASTERSON SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. MASTERSON 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.

MS. MASTERSON SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT NARCOTIC RESTRICTION**

MS. MASTERSON SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. MASTERSON'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. MASTERSON'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. MASTERSON SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. MASTERSON SHALL NOT COUNT NARCOTICS.

**PERMANENT PRACTICE RESTRICTION(S)**

MS. MASTERSON 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) AS A NURSE 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. MASTERSON TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. MASTERSON SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. MASTERSON'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. MASTERSON HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. MASTERSON VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE

CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. MASTERSON MAY REQUEST A HEARING REGARDING THE CHARGES.

Masterson, Pamela  
P.N. 108554 (Case  
#03-0635) Cont'd.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. MASTERSON HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. MASTERSON IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. MASTERSON AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. MASTERSON 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.

THE BOARD FURTHER ORDERS PAMELA MASTERSON TO SURRENDER HER LICENSED PRACTICAL NURSE LICENSE #P.N. 108554 IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. T. DIANN CAUDILL, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY PATRICIA SCHLECHT, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. BRANNON IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. BRANNON 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 MISTY BRANNON'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. BRANNON SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF TEN YEARS AND PERMANENT PRACTICE RESTRICTIONS FROM HOME HEALTH, INDEPENDENT PRACTICE, AGENCY, AND SUPERVISORY ROLES, AND MUST OBTAIN BOARD APPROVAL TO WORKING IN ANY POSITION THAT REQUIRES A NURSING LICENSE, AND A PERMANENT NARCOTIC RESTRICTION.

MS. BRANNON MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007. THE BOARD MAY CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING CONDITIONS ARE MET:

**CONDITIONS FOR REINSTATEMENT**

MS. BRANNON SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

MS. BRANNON SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. BRANNON SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. BRANNON SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; AND FOUR (4) HOURS OF ETHICS.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. BRANNON 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. BRANNON'S HISTORY. MS. BRANNON SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. BRANNON SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BRANNON SHALL, AT HER OWN EXPENSE, SEEK 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. BRANNON SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BRANNON 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. BRANNON 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, MS. BRANNON THE BOARD MAY UTILIZE THE PROFESSIONAL'S RECOMMENDATIONS AND CONCLUSIONS FROM THE EVALUATION AS A BASIS FOR ADDITIONAL TERMS, CONDITIONS, AND LIMITATIONS ON MS. BRANNON'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. BRANNON SHALL, AT HER OWN EXPENSE, SEEK 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. BRANNON SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. BRANNON 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

ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. BRANNON'S LICENSE TO PRACTICE, AND STATING WHETHER MS. BRANNON IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. BRANNON 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 HE/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. BRANNON SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BRANNON'S HISTORY.

MS. BRANNON SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. BRANNON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. BRANNON 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. BRANNON 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.

MS. BRANNON 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. BRANNON THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. BRANNON SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. BRANNON**

MS. BRANNON SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

MS. BRANNON SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

MS. BRANNON SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. BRANNON SHALL SUBMIT THE REPORTS AND 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.

MS. BRANNON SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. BRANNON SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. BRANNON SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. BRANNON SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. BRANNON HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. BRANNON IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. BRANNON AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. BRANNON SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF TEN (10) YEARS.

MS. BRANNON SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. BRANNON SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. BRANNON SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. BRANNON HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. BRANNON 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. BRANNON'S HISTORY. MS. BRANNON SHALL SELF-ADMINISTER PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. BRANNON SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

MS. BRANNON 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 HE/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. BRANNON SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BRANNON'S HISTORY.

MS. BRANNON SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. BRANNON SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

#### **TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD OF THIS ORDER, MS. BRANNON 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. BRANNON 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.

MS. BRANNON 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. BRANNON THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. BRANNON SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

#### **EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. BRANNON SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. BRANNON SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. BRANNON SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. BRANNON SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. BRANNON AND AGREES TO MONITOR MS. BRANNON'S WORK PERFORMANCE

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. BRANNON SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. BRANNON WORKING AS A NURSE. MS. BRANNON SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. BRANNON MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. BRANNON SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. BRANNON SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. BRANNON IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

REPORTING REQUIREMENTS OF MS. BRANNON  
MS. BRANNON SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. BRANNON SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. BRANNON SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. BRANNON SHALL SUBMIT THE REPORTS AND 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.

MS. BRANNON SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. BRANNON SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. BRANNON 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.

MS. BRANNON SHALL ALSO BE SUBJECT TO THE FOLLOWING PERMANENT LICENSURE RESTRICTIONS:

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

**PERMANENT NARCOTIC RESTRICTION**

MS. BRANNON SHALL NOT ADMINISTER, HAVE ACCESS TO, OR POSSESS (EXCEPT AS PRESCRIBED FOR MS. BRANNON'S USE BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. BRANNON'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS. BRANNON SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR CONTAINERS. MS. BRANNON SHALL NOT COUNT NARCOTICS.

**PERMANENT PRACTICE RESTRICTION(S)**

MS. BRANNON 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) AS A NURSE 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. BRANNON TO PROVIDE NURSING SERVICES FOR FEES, COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. BRANNON SHALL NOT FUNCTION AS A SUPERVISOR WHILE WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

MS. BRANNON SHALL OBTAIN PRIOR WRITTEN APPROVAL FROM THE BOARD BEFORE WORKING IN ANY POSITION FOR WHICH A NURSING LICENSE IS REQUIRED.

**FAILURE TO COMPLY**

MS. BRANNON'S LICENSE TO PRACTICE NURSING AS A REGISTERED NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT APPEARS TO THE BOARD THAT MS. BRANNON HAS VIOLATED OR BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS. BRANNON VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON RECEIPT OF THIS NOTICE, MS. BRANNON MAY REQUEST A HEARING REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS. BRANNON HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2) THE BOARD DETERMINES THAT MS. BRANNON IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON AN INTERVIEW WITH MS. BRANNON AND REVIEW OF THE REPORTS AS REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. BRANNON 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.

THE BOARD FURTHER ORDERS MISTY BRANNON TO SURRENDER HER REGISTERED NURSING LICENSE RN #300664 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR

Brannon, Misty R.N.  
300664 P.N. 105471  
(Case #03-1481)  
Cont'd.

THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. JUDITH BRACHMAN AND T. DIANN CAUDILL OPPOSED. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Piatak, Michelle P.N.  
104019 (Case #03-  
1191)

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. PIATAK IN THE NOTICE OF SUMMARY SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. PIATAK HAS COMMITTED ACTS IN VIOLATION OF THE NURSE PRACTICE ACT, OHIO REVISED CODE CHAPTER 4723, AS STATED IN THE NOTICE OF SUMMARY SUSPENSION AND OPPORTUNITY FOR HEARING AND THAT MICHELLE PIATAK'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THE BOARD FURTHER ORDERS MICHELLE PIATAK TO SURRENDER HER REGISTERED NURSING LICENSE PN #104019 AND FRAMEABLE WALL CERTIFICATE IMMEDIATELY.

MICHELLE PIATAK'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY PERMANENTLY REVOKED.

THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464)

IT WAS MOVED BY ANNE BARNETT, SECONDED BY TERESA WILLIAMS, THAT UPON CONSIDERATION OF THE CHARGES STATED AGAINST MS. RUTHER IN THE NOTICE OF IMMEDIATE SUSPENSION AND OPPORTUNITY FOR HEARING AND EVIDENCE SUPPORTING THE CHARGES THE BOARD FINDS THAT MS. RUTHER 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 CHARLOTTE RUTHER'S LICENSE TO PRACTICE NURSING AS A LICENSED PRACTICAL NURSE IN THE STATE OF OHIO IS HEREBY SUSPENDED FOR AN INDEFINITE PERIOD OF TIME BUT NOT LESS THAN THREE YEARS WITH THE CONDITIONS FOR REINSTATEMENT SET FORTH BELOW AND THAT FOLLOWING REINSTATEMENT, MS. RUTHER SHALL BE SUBJECT TO THE PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS SET FORTH BELOW FOR A MINIMUM OF FIVE YEARS AND PERMANENT PRACTICE RESTRICTIONS AND A MINIMUM TWO YEAR NARCOTIC RESTRICTION.

MS. RUTHER MAY SUBMIT A WRITTEN REQUEST FOR REINSTATEMENT ANYTIME AFTER JULY 2007. THE BOARD MAY CONSIDER REINSTATEMENT ONLY IF THE FOLLOWING CONDITIONS FOR REINSTATEMENT ARE MET:

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

**CONDITIONS FOR REINSTATEMENT**

MS. RUTHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. RUTHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE AS REQUESTED BY THE BOARD AND PRIOR TO REINSTATEMENT.

MS. RUTHER SHALL SUBMIT A SATISFACTORY PERSONAL STATEMENT REGARDING COMPLIANCE WITH THE TERMS OF THIS ORDER AND PROGRESS WITHIN ONE MONTH PRIOR TO REINSTATEMENT.

MS. RUTHER SHALL, IN ADDITION TO THE REQUIREMENTS OF LICENSURE RENEWAL, SUCCESSFULLY COMPLETE AND SUBMIT SATISFACTORY DOCUMENTATION OF SUCCESSFUL COMPLETION OF THE FOLLOWING CONTINUING EDUCATION: FOUR (4) HOURS OF OHIO NURSING LAW AND RULES; EIGHT (8) HOURS OF CHEMICAL DEPENDENCY; AND FOUR (4) HOURS OF ETHICS.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. RUTHER 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. RUTHER'S HISTORY. MS. RUTHER SHALL SELF-ADMINISTER THE PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. RUTHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

NOT LESS THAN TWO (2) YEARS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. RUTHER SHALL, AT HER OWN EXPENSE, SEEK 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. RUTHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS ORDER. FURTHER, MS. RUTHER 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, AND RECOMMENDATIONS FOR TREATMENT AND MONITORING.

MS. RUTHER 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. RUTHER'S LICENSE.

WITHIN THREE (3) MONTHS PRIOR TO SEEKING REINSTATEMENT BY THE BOARD, MS. RUTHER SHALL, AT HER OWN EXPENSE, SEEK 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. RUTHER SHALL PROVIDE THE CHEMICAL DEPENDENCY PROFESSIONAL WITH A COPY OF THIS

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

ORDER. FURTHER, MS. RUTHER 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 ANY ADDITIONAL RESTRICTIONS TO BE PLACED ON MS. RUTHER'S LICENSE TO PRACTICE, AND STATING WHETHER MS. RUTHER IS CAPABLE OF PRACTICING NURSING ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE.

FOR A MINIMUM CONSECUTIVE PERIOD OF TWO (2) YEARS PRIOR TO REQUESTING REINSTATEMENT, MS. RUTHER 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 HE/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. RUTHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. RUTHER'S HISTORY.

MS. RUTHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. RUTHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THIS ORDER, MS. RUTHER 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. RUTHER 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.

MS. RUTHER 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. RUTHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. RUTHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**REPORTING REQUIREMENTS OF MS. RUTHER**

MS. RUTHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT REQUESTED DOCUMENTATION OR INFORMATION DIRECTLY TO THE BOARD.

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

MS. RUTHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. RUTHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. RUTHER SHALL SUBMIT THE REPORTS AND 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.

MS. RUTHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. RUTHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. RUTHER SHALL INFORM THE BOARD WITHIN THREE (3) BUSINESS DAYS, IN WRITING, OF ANY CHANGE IN ADDRESS AND/OR TELEPHONE NUMBER.

THE BOARD MAY ONLY ALTER THE INDEFINITE SUSPENSION IMPOSED IF: (1) MS. RUTHER SUBMITS A WRITTEN REQUEST FOR REINSTATEMENT; (2) THE BOARD DETERMINES THAT MS. RUTHER HAS COMPLIED WITH ALL CONDITIONS OF REINSTATEMENT; (3) THE BOARD DETERMINES THAT MS. RUTHER IS ABLE TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE BASED UPON AN INTERVIEW WITH MS. RUTHER AND REVIEW OF THE DOCUMENTATION SPECIFIED IN THIS ORDER.

FOLLOWING REINSTATEMENT, MS. RUTHER SHALL BE SUBJECT TO THE FOLLOWING PROBATIONARY TERMS, CONDITIONS, AND LIMITATIONS FOR A MINIMUM PERIOD OF FIVE (5) YEARS.

MS. RUTHER SHALL OBEY ALL FEDERAL, STATE, AND LOCAL LAWS, AND ALL LAWS AND RULES GOVERNING THE PRACTICE OF NURSING IN OHIO.

MS. RUTHER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE ON A QUARTERLY BASIS OR AS OTHERWISE REQUESTED BY THE BOARD.

MS. RUTHER SHALL SUBMIT, ON A QUARTERLY BASIS, OR AS OTHERWISE REQUESTED BY THE BOARD, SATISFACTORY PERSONAL STATEMENTS TO THE BOARD REGARDING PROGRESS IN RECOVERY, HER EMPLOYMENT, IF WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS REQUIRED, AND WHETHER MS. RUTHER HAS COMPLIED WITH ALL OF THE PROVISIONS OF THIS ORDER.

**MONITORING OF REHABILITATION AND TREATMENT**

MS. RUTHER 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. RUTHER'S HISTORY. MS. RUTHER SHALL SELF-ADMINISTER

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

PRESCRIBED DRUGS ONLY IN THE MANNER PRESCRIBED.

MS. RUTHER SHALL ABSTAIN COMPLETELY FROM THE USE OF ALCOHOL.

MS. RUTHER 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 HE/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. RUTHER SHALL BE NEGATIVE, EXCEPT FOR SUBSTANCES PRESCRIBED, ADMINISTERED, OR DISPENSED TO HER BY ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF MS. RUTHER'S HISTORY.

MS. RUTHER SHALL ATTEND THREE (3) TWELVE STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, COCAINE ANONYMOUS, OR CADUCEUS OR A PROFESSIONAL GROUP MEETING APPROVED IN ADVANCE BY THE BOARD. MS. RUTHER SHALL PROVIDE SATISFACTORY DOCUMENTATION OF SUCH ATTENDANCE TO THE BOARD ON A QUARTERLY BASIS.

**TREATING PRACTITIONERS AND REPORTING**

WITHIN SIXTY (60) DAYS OF THE EXECUTION OF THE PROBATIONARY PERIOD OF THIS ORDER, MS. RUTHER 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. RUTHER 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.

MS. RUTHER 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. RUTHER THROUGHOUT THE DURATION OF THIS ORDER.

WITHIN TWENTY-FOUR (24) HOURS OF RELEASE FROM HOSPITALIZATION OR MEDICAL TREATMENT, MS. RUTHER SHALL NOTIFY THE BOARD OF ANY AND ALL MEDICATION(S) OR PRESCRIPTION(S) RECEIVED.

**EMPLOYMENT CONDITIONS**

WHEN WORKING AS A NURSE, MS. RUTHER SHALL ONLY WORK IN SETTINGS IN WHICH A REGISTERED NURSE SUPERVISOR IS PRESENT ON-SITE AT ALL TIMES.

MS. RUTHER SHALL NOT WORK ANY OVERTIME IN ANY NURSING JOB FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

MS. RUTHER SHALL NOT WORK ANY NIGHT SHIFTS FOR THE FIRST YEAR OF EMPLOYMENT UNLESS OTHERWISE APPROVED BY THE BOARD OR ITS DESIGNEE.

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

MS. RUTHER SHALL HAVE A WORK SITE REGISTERED NURSE (HEREINAFTER "CONTACT NURSE") WHO SUPERVISES MS. RUTHER AND AGREES TO MONITOR MS. RUTHER'S WORK PERFORMANCE AND PROGRESS AND TO BE IN CONTACT WITH THE BOARD. MS. RUTHER SHALL HAVE THE CONTACT NURSE TALK WITH THE BOARD PRIOR TO MS. RUTHER WORKING AS A NURSE. MS. RUTHER SHALL HAVE THE CONTACT NURSE MAINTAIN CONTACT WITH THE BOARD. IN THE EVENT THAT THE CONTACT NURSE BECOMES UNABLE OR UNWILLING TO SERVE IN THIS CAPACITY, MS. RUTHER MUST IMMEDIATELY NOTIFY THE BOARD IN WRITING AND MAKE ARRANGEMENTS ACCEPTABLE TO THE BOARD FOR ANOTHER CONTACT NURSE TO MONITOR PROGRESS AND STATUS AS SOON AS PRACTICABLE.

MS. RUTHER SHALL HAVE HER EMPLOYER(S), IF WORKING IN A POSITION WHERE A NURSING LICENSE IS REQUIRED; SUBMIT WRITTEN REPORTS REGARDING JOB PERFORMANCE ON A QUARTERLY BASIS. MS. RUTHER SHALL PROVIDE HIS/HER EMPLOYER(S) WITH A COPY OF THIS ORDER AND SHALL HAVE HIS/HER EMPLOYER(S) SEND DOCUMENTATION TO THE BOARD, ALONG WITH THE FIRST EMPLOYER REPORT, OF RECEIPT OF A COPY OF THIS ORDER. FURTHER, MS. RUTHER IS UNDER A CONTINUING DUTY TO PROVIDE A COPY OF THIS ORDER TO ANY NEW EMPLOYER PRIOR TO ACCEPTING EMPLOYMENT.

**REPORTING REQUIREMENTS OF MS. RUTHER**

MS. RUTHER SHALL SIGN RELEASE OF INFORMATION FORMS ALLOWING HEALTH PROFESSIONALS AND OTHER ORGANIZATIONS TO SUBMIT THE REQUESTED DOCUMENTATION DIRECTLY TO THE BOARD.

MS. RUTHER SHALL SUBMIT ANY AND ALL INFORMATION THAT THE BOARD MAY REQUEST REGARDING HIS/HER ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING PRACTICE.

MS. RUTHER SHALL NOT SUBMIT OR CAUSE TO BE SUBMITTED ANY FALSE, MISLEADING, OR DECEPTIVE STATEMENTS, INFORMATION, OR DOCUMENTATION TO THE BOARD OR TO EMPLOYERS OR POTENTIAL EMPLOYERS.

MS. RUTHER SHALL SUBMIT THE REPORTS AND 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.

MS. RUTHER SHALL SUBMIT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER OR ANY OTHER DOCUMENTS REQUIRED BY THE BOARD TO THE ATTENTION OF THE MONITORING UNIT, OHIO BOARD OF NURSING, 17 SOUTH HIGH STREET, SUITE 400, COLUMBUS, OH 43215-3413.

MS. RUTHER SHALL VERIFY THAT THE REPORTS AND DOCUMENTATION REQUIRED BY THIS ORDER ARE RECEIVED IN THE BOARD OFFICE.

MS. RUTHER 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.

Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.

MS. RUTHER SHALL ALSO BE SUBJECT TO THE FOLLOWING  
TEMPORARY RESTRICTION FOR A MINIMUM PERIOD OF TWO (2)  
YEARS:

**TEMPORARY NARCOTIC RESTRICTION**

MS. RUTHER SHALL NOT ADMINISTER, HAVE ACCESS TO, OR  
POSSESS (EXCEPT AS PRESCRIBED FOR MS. RUTHER'S USE BY  
ANOTHER SO AUTHORIZED BY LAW WHO HAS FULL KNOWLEDGE OF  
MS. RUTHER'S HISTORY) ANY NARCOTICS, OTHER CONTROLLED  
SUBSTANCES, OR MOOD ALTERING DRUGS. IN ADDITION, MS.  
RUTHER SHALL NOT POSSESS OR CARRY ANY WORK KEYS FOR  
LOCKED MEDICATION CARTS, CABINETS, DRAWERS, OR  
CONTAINERS. MS. RUTHER SHALL NOT COUNT NARCOTICS.

MS. RUTHER SHALL ALSO BE SUBJECT TO THE FOLLOWING  
PERMANENT LICENSURE RESTRICTIONS:

**PERMANENT PRACTICE RESTRICTION(S)**

MS. RUTHER 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) AS A  
NURSE 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. RUTHER TO PROVIDE NURSING SERVICES FOR FEES,  
COMPENSATION, OR OTHER CONSIDERATION OR AS A VOLUNTEER.

MS. RUTHER SHALL NOT FUNCTION AS A SUPERVISOR WHILE  
WORKING IN A POSITION FOR WHICH A NURSING LICENSE IS  
REQUIRED.

**FAILURE TO COMPLY**

MS. RUTHER'S LICENSE TO PRACTICE NURSING AS A LICENSED  
PRACTICAL NURSE WILL BE AUTOMATICALLY SUSPENDED IF IT  
APPEARS TO THE BOARD THAT MS. RUTHER HAS VIOLATED OR  
BREACHED ANY TERMS OR CONDITIONS OF THE ORDER. FOLLOWING  
THE AUTOMATIC SUSPENSION, THE BOARD SHALL NOTIFY MS.  
RUTHER VIA CERTIFIED MAIL OF THE SPECIFIC NATURE OF THE  
CHARGES AND AUTOMATIC SUSPENSION OF HER LICENSE. UPON  
RECEIPT OF THIS NOTICE, MS. RUTHER MAY REQUEST A HEARING  
REGARDING THE CHARGES.

**DURATION/ MODIFICATION OF TERMS**

THE BOARD MAY ONLY ALTER THE PROBATIONARY PERIOD  
IMPOSED BY THIS ORDER IF: (1) THE BOARD DETERMINES THAT MS.  
RUTHER HAS COMPLIED WITH ALL ASPECTS OF THIS ORDER; AND (2)  
THE BOARD DETERMINES THAT MS. RUTHER IS ABLE TO PRACTICE  
ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF  
SAFE NURSING CARE WITHOUT BOARD MONITORING, BASED UPON  
AN INTERVIEW WITH MS. RUTHER AND REVIEW OF THE REPORTS AS  
REQUIRED HEREIN. ANY PERIOD DURING WHICH MS. RUTHER 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.

THE BOARD FURTHER ORDERS CHARLOTTE RUTHER TO SURRENDER  
HER REGISTERED NURSING LICENSE PN #105485 AND FRAMEABLE  
WALL CERTIFICATE IMMEDIATELY.

- Ruther, Charlotte  
P.N. 105485 (Case  
#02-1464) Cont'd.
- THIS ORDER SHALL BECOME EFFECTIVE IMMEDIATELY UPON THE DATE OF MAILING INDICATED ON THE CERTIFICATE OF SERVICE AND IS HEREBY ENTERED UPON THE JOURNAL OF THE BOARD FOR THE 16<sup>TH</sup>. DAY OF JULY 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- A complete copy of the Order shall be maintained in the exhibit book for the July 2004 Board meeting.
- Miscellaneous  
Compliance Issues  
Lift Narcotic  
Restriction  
Edwards, Terri  
R.N. 231302 (Case  
#01-0848)
- IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT TERRI EDWARDS, RN 231302, HAVING MET THE REQUIREMENTS CONTAINED IN PARAGRAPH IX OF HER JULY 19, 2002, CONSENT AGREEMENT WITH THE BOARD PERTAINING TO A TWO YEAR NARCOTIC RESTRICTION, BE RELEASED FROM THE CONDITIONS CONTAINED IN PARAGRAPH IX OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Lift of  
Suspensions/Probations  
Moon, Tonya P.N.  
110471 (Case #02-  
0414)
- IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT TONYA NICOLE MOON, PN 110471, HAVING MET THE REQUIREMENTS OF HER JULY 19, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Butsch, Gwendolyn  
R.N. 136035 (Case  
#03-1860, #96-0237, &  
#98-0501)
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT GWENDOLYN BUTSCH, RN 136035, HAVING MET THE REQUIREMENTS OF HER JANUARY 19, 2001, CONSENT AGREEMENT WITH THE BOARD, AND THE REQUIREMENTS OF THE JANUARY 16, 2004, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND THE ADDENDUM TO THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Wloszek, Monica R.N.  
211169 P.N. 069510  
(Case #00-1021)
- IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT MONICA WLOSZEK, RN 211169, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 6, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Baker, Linda R.N.  
128963 (Case #03-  
1175, #99-0956 & 01-  
0758)) Lift  
Suspension/Probation  
Only Permanent  
Practice Restriction  
Remains
- IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT LINDA BAKER, RN 128963, HAVING MET THE REQUIREMENTS OF HER NOVEMBER 22, 2002, CONSENT AGREEMENT WITH THE BOARD AND THE NOVEMBER 21, 2003, ADDENDUM TO THE CONSENT AGREEMENT, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT AND THE ADDENDUM TO THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. LISA KLENKE, YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Vorhees, Jennifer R.N.  
305178 (Case #03-  
0015) Lift Of  
Suspension/Probation
- IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT JENNIFER VORHEES, RN 305178, HAVING MET THE REQUIREMENTS OF HER MARCH 21, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND

CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Simmons, Karen P.N.  
113048 (Case #02-  
1518) Lift Of  
Suspension/Probation

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT KAREN SIMMONS, PN 113048, HAVING MET THE REQUIREMENTS OF HER MAY 16, 2003 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Jones, Carole P.N.  
039450 (Case #98-  
0376) Lift Of  
Suspension/Probation

IT WAS MOVED BY CYNTHIA KRUEGER, SECONDED BY KATHLEEN DRISCOLL, THAT CAROLE JONES, PN 039450, HAVING MET THE REQUIREMENTS OF HER MAY 24, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Peronek, Andrealyn  
P.N. 055793 (Case #01-  
0330) Lift Of  
Suspension/Probation

IT WAS MOVED BY ELIZABETH BUSCHMANN, SECONDED BY PATRICIA SCHLECHT, THAT ANDREALYN PERONEK, PN 055793, HAVING MET THE REQUIREMENTS OF HER MARCH 22, 2002, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Butler, Lawrence P.N.  
098078 (Case #99-  
0990) Lift Of  
Suspension/Probation

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT BUTLER LAWRENCE, PN 098078, HAVING MET THE REQUIREMENTS OF HIS JANUARY 17, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Snider, Angela R.N.  
251371 (Case #99-  
0824) Lift  
Suspension/Probation.  
Only Permanent  
Practice Restriction  
Remains

IT WAS MOVED BY DEBRA BROADNAX, SECONDED BY ANNE BARNETT, THAT ANGELA LOUISE SNIDER, RN 251371, HAVING MET THE REQUIREMENTS OF HER MAY 17, 2002, CONSENT AGREEMENT WITH THE BOARD BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSE RESTRICTION CONTAINED IN THE AGREEMENT PROHIBITING MS. SNIDER FROM SEEKING EMPLOYMENT AND/OR WORK AT A HOME HEALTH AGENCY OR AS AN INDEPENDENT PROVIDER THAT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Meeks, Judith P.N.  
085525 (Case #98-  
0193) Lift Of  
Suspension/Probation

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT JUDITH MEEKS, PN 085525, HAVING MET THE REQUIREMENTS OF HER JULY 20, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

- Shelley, Dwane  
R.N. 234932 (Case #97-0205) Lift Of Suspension/ Probation
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY CYNTHIA KRUEGER, THAT DWANE SHELLEY, RN 234932, HAVING MET THE REQUIREMENTS OF HIS JULY 20, 2001, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Bornstine, Kimberly  
P.N. 107469 (Case #02-1303) Lift Of Suspension/ Probation
- IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT KIMBERLY BORNSTINE, PN 107469, HAVING MET THE REQUIREMENTS OF HER JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Helton, II Jeston  
R.N. 195144 (Case #90-33) Lift Of Suspension/ Probation
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT JESTON HELTON, II, RN 195144, HAVING MET THE REQUIREMENTS OF HIS JULY 17, 1998, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Biddle, Rick P.N.  
112163 (Case #02-0906) Lift Suspension/ Probation Only Permanent Practice Restriction Remains
- IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY JUDITH BRACHMAN, THAT RICK BIDDLE, PN 112163, HAVING MET THE REQUIREMENTS OF HIS JANUARY 7, 2003 CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF HIS CONSENT AGREEMENT WITH THE EXCEPTION OF THE PERMANENT LICENSURE RESTRICTION CONTAINED IN THE CONSENT AGREEMENT THAT WILL REMAIN IN EFFECT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Sprouse, Kristen  
R.N. 307421 P.N. 108128 (Case #03-0057) Lift Of Suspension / Probation
- IT WAS MOVED BY T. DIANN CAUDILL, SECONDED BY LISA KLENKE, THAT KRISTEN SPROUSE, RN 307421 AND PN 108128, HAVING MET THE REQUIREMENTS OF HER JULY 18, 2003, CONSENT AGREEMENT WITH THE BOARD, BE RELEASED FROM THE TERMS AND CONDITIONS OF THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Trissel, Roy R.N.  
240619 (Case #98-0116) Withdraw Notice Of Opportunity For Hearing
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY T. DIANN CAUDILL, THAT THE BOARD DISMISS THE NOTICE OF OPPORTUNITY FOR HEARING, THAT WAS ISSUED BY THE BOARD ON MAY 15, 1998 FOR ROY TRISSSEL, RN 240619 AND REISSUE THE NOTICE OF OPPORTUNITY FOR HEARING AS OF JULY 16, 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.
- Johnson, Delores P.N.  
086898 (Case #03-1943) Withdraw Notice Of Opportunity For Hearing
- IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY ELIZABETH BUSCHMANN, THAT THE BOARD DISMISS THE NOTICE OF OPPORTUNITY FOR HEARING, THAT WAS ISSUED BY THE BOARD ON JANUARY 16, 2004 FOR DELORES JOHNSON, PN 086898 AND REISSUE THE NOTICE OF OPPORTUNITY FOR HEARING AS OF JULY 16, 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Mentzer, Gwen R.N.  
128856 (Case #00-  
0908) Modify Consent  
Agreement-Decrease  
Frequency Of In Person  
Interviews With Board  
Staff

IT WAS MOVED BY LISA KLENKE, SECONDED BY T. DIANN CAUDILL, THAT THE LANGUAGE IN PARAGRAPHS II, AND VI, OF GWEN A. MENTZER'S, RN-128856, MAY 16, 2003, CONSENT AGREEMENT WITH BOARD BE MODIFIED TO DECREASE THE FREQUENCY OF MS. MENTZER'S IN PERSON INTERVIEWS BEFORE THE BOARD OR ITS DESIGNATED REPRESENTATIVE FROM EVERY THREE (3) MONTHS TO EVERY FOUR (4) MONTHS, AND TO DECREASE THE NUMBER OF MEETINGS THAT MS. MENTZER IS REQUIRED TO ATTEND FROM FOUR (4) PER WEEK TO THREE (3) PER WEEK. THESE REQUESTED MODIFICATIONS WILL NOT PROHIBIT THE BOARD FROM RECEIVING INFORMATION NECESSARY TO DETERMINE MS. MENTZER'S ABILITY TO PRACTICE ACCORDING TO ACCEPTABLE AND PREVAILING STANDARDS OF SAFE NURSING CARE WITHOUT BOARD MONITORING. THEREFORE PARAGRAPH II WILL BE REPLACED WITH THE FOLLOWING LANGUAGE:

MS. MENTZER SHALL APPEAR IN PERSON FOR INTERVIEWS BEFORE THE FULL BOARD OR ITS DESIGNATED REPRESENTATIVE EVERY FOUR MONTHS OR AS OTHERWISE REQUESTED BY THE BOARD OR IS DESIGNATED REPRESENTATIVE BEGINNING IN SEPTEMBER 2004.

ADDITIONALLY, PARAGRAPH VI WILL BE REPLACED WITH THE FOLLOWING LANGUAGE:

MS. MENTZER SHALL ATTEND THREE (3) 12 STEP MEETINGS PER WEEK, SUCH AS ALCOHOLICS ANONYMOUS, NARCOTICS ANONYMOUS, OR CADUCEUS, AND PROVIDE SATISFACTORY DOCUMENTATION TO THE BOARD OF SUCH ATTENDANCE. THESE REPORTS SHALL BE SUBMITTED TO THE BOARD AS REQUIRED IN PARAGRAPH XX.

MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Campolongo, Mary  
R.N. 166671 (Case  
#01-0641) Consent  
Agreement  
Reinstatement

IT WAS MOVED BY KATHLEEN DRISCOLL, SECONDED BY CYNTHIA KRUEGER, THAT, HAVING MET THE REQUIREMENTS FOR LICENSE REINSTATEMENT CONTAINED WITHIN MARY CAMPOLONGO'S (RN-166671) MAY 17, 2002, CONSENT AGREEMENT WITH THE BOARD, MS. CAMPOLONGO'S LICENSE TO PRACTICE AS A REGISTERED NURSE IN OHIO BE REINSTATED AND SUBJECT TO THE TERMS AND CONDITIONS OF PROBATION THAT ARE CONTAINED WITHIN THE CONSENT AGREEMENT. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Williams, Lauren R.N.  
237139 (Case #03-  
1833) Motion For  
Summary Suspension.  
To Be Retroactive To  
Date It Was Issued

IT WAS MOVED BY ANNE BARNETT, SECONDED BY DEBRA BROADNAX, THAT THERE IS CLEAR AND CONVINCING EVIDENCE THAT CONTINUED PRACTICE BY LAUREN WILLIAMS, RN 237139, PRESENTS A DANGER OF IMMEDIATE AND SERIOUS HARM TO THE PUBLIC. THEREFORE, THE BOARD MOVED TO SUMMARILY SUSPEND THE LICENSE AND ISSUE A NOTICE OF OPPORTUNITY FOR HEARING FOR VIOLATIONS OF CHAPTER 4723 ORC RETROACTIVE TO THE DATE IT WAS ISSUED, MAY 28, 2004. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. MARY JEAN FLOSSIE WAS ABSENT. YVONNE SMITH AND BERTHA LOVELACE ABSTAINED.

Other  
Terry Casey,  
disciplinary matter

At 10:00 a.m. on Thursday, July 15, 2004 Terry Casey addressed the Board regarding the Hearing Officer's Report and Recommendation involving a disciplinary matter. Following Ms. Casey's presentation she answered questions of the Board members for clarification. Following, AAG Holly Fischer addressed the Board rebutting this matter. Ms. Fischer reminded the Board that this disciplinary case would be included in the Board's deliberation at 3:00 p.m. on Thursday, July 15, 2004.

**Old Business/Prior  
Meeting Follow-up**

May 2004 Board  
meeting follow-up

See Agenda item 1.3 Executive Director Report.

State Tested Nurse  
Aides (STNA)

President Smith began a discussion regarding state tested nurse aides (STNA's). Board member Patricia Schlecht stated that she has a concern regarding nurses delegating to nurse aides, who are regulated by the Ohio Department of Health (ODH). Executive Director John Brion stated that in his opinion ODH would be reluctant to give up regulation of nurse aides, as it is a funding stream for ODH. He further stated that the compliance budget would require a substantial increase in terms of additional staff, etc. and would not offset funding in terms of the huge numbers and would also be a tremendous political battle as ODH is a cabinet level agency. Lisa Klenke asked what the board's vision was in terms of the non-tested nurse aides and stated that she would be interested in receiving data on the types of violations/problems in hospitals and other settings besides in long term care. Kathleen Driscoll stated that information is needed regarding preventative measures in order to avoid disciplinary problems at the primary levels in regard to delegation issues. She further stated that data regarding those problems and what is being done about them needed to be tracked. Lisa Klenke stated that work has begun to credential the non-tested nurse aides and when rules are drafted they need to be coordinated with the existing STNA rules. Barbara Morgan, OHCA offered clarification stating that investigations are carried out when a complaint is received and if a violation has occurred STNA's are immediately removed from the registry. Executive Director Brion agreed that he would gather data on the types of violations/problems of non-tested nurse aides and the estimated number for potential credentialing.

Registration of  
Student's

Executive Director John Brion began a discussion regarding registration of nursing students that was deferred from the May Board meeting. He asked whether the Board was interested in pursuing registration of students before being placed in clinical settings. Registration would assure that criminal background checks are conducted before going into clinical. Mr. Brion stated that the nursing education programs do not have the authority to keep ineligible individuals from entering nursing programs and some programs are under an obligation to allow admissions. If the programs required students to register before taking clinical might help solve this problem. This issue also occurs when students graduate, but cannot take the NCLEX to become licensed in Ohio due to the history of some criminal offenses. Following a lengthy discussion of the Board members regarding the pros and cons of registering students before clinical it was agreed by general consent of the Board members that Director Brion gather more information on this item and bring back to the Board for further discussion.

NEALP Update

The Board received a written memo regarding the Nursing Education Assistance Loan Program (NEALP) submitted by Rosemary Booker. Attached to the report was information from the Ohio Board of Regents (OBR) with answers to questions from the Board regarding NEALP. Ms. Booker will be meeting with the OBR Coordinator mid-August to discuss what steps the Board needs to take regarding changing the eligibility for part-time students. Ms. Booker reviewed the following attachments for the NEALP FY 2004: Total Applications Received; Number of Loans Applicants Awarded; Number of Loan Applicants Denied; Reasons Students are Denied for NEALP Funds; Request to Change the Eligibility Requirements for NEALP; and Awards by Schools Period 1 and Period 2. Ms. Booker asked the Board to submit their additional questions to her before the next meeting. Ms. Booker stated that an OBR representative could attend open forum to address the Board's questions and to discuss changes. Executive Director Brion stated that during ONA's Nursing Summit a proposal was made to the NEALP to allow that 50% of the funds be allotted toward graduate education and not to be based on financial need, but require that graduate educators who received the funds teach in Ohio nursing programs for four years due to the lack of faculty to teach nursing students. The Board began a lengthy discussion regarding the pros and cons of this proposed change to the NEALP.

NEALP Update  
Cont'd.

IT WAS MOVED BY PATRICIA SCHLECHT, SECONDED BY TERESA WILLIAMS, THAT THE BOARD EXTEND THE DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The Board discussed issues associated with allotting 50 % of the NEALP funds toward graduate education as summarized below:

- Once licensed, other financial options are limited to funding resources
- Schools have waiting lists and not enough faculty to teach them, can't increase numbers – entry is blocked
- 50% is high; however could see 1/3 of funding towards graduate education
- Would allow more flexibility to award more loans
- Much support from the nursing community through the Nursing Summit
- Graduate education costs more
- Would not increase the number of students or nurses, less funds available to nursing students
- Both sides are reasonable, but not rationale. Limits the number of students getting initial degree. Should consider looking to General Assembly for this funding. Taking funds out of one pocket into another
- Purpose of NEALP to get into nursing
- Rules could change after proposed
- Students get less and less money from the state on needs based
- Would take law change
- Should be rank ordered on needs based if approved at 50%
- Could ask for only 50% loan forgiveness for graduate education

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY LISA KLENKE, THAT THE BOARD SUPPORT CHANGE TO NEALP TO REALLOCATE FUNDS TO ENCOURAGE GRADUATE EDUCATION LOANS.

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY LISA KLENKE, THAT THE BOARD WITHDRAW THE PREVIOUS MOTION. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

IT WAS MOVED BY TERESA WILLIAMS, SECONDED BY ANNE BARNETT, THAT THE BOARD EXTEND THE DISCUSSION FOR FIFTEEN MINUTES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Following further discussion;

IT WAS MOVED BY JUDITH BRACHMAN, SECONDED BY LISA KLENKE, THAT THE OHIO BOARD OF NURSING SUPPORT THE CHANGES IN THE NEALP TO ENCOURAGE A GRADUATE NURSE EDUCATOR LOAN PROGRAM, WITH THE RECOMMENDATION THAT THE STATE SEEK ADDITIONAL REVENUE FUNDS TO SUPPLEMENT THE LOAN PROGRAM. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

OBN Survey Update

See Agenda item 1.3 Executive Director Report.

Update on plans for  
"on the road" board  
meeting September  
2004

See Agenda item 1.3 Executive Director Report.

Update on Fall 2004  
Emerging Issues  
Conference

Staff member Norma Selders announced that the Fall 2004 Emerging Issues Conference would be held on September 21, 2004 beginning at 10:00 a.m. – 1:00 p.m. at the Riffe Center, Columbus Ohio.

**New Business**

Doubletree Hotel

Executive Director John Brion began a discussion regarding the Doubletree Hotel. He stated that Board members could stay at any hotel that they wish and receive reimbursements in accordance with OBM's Travel Policy, under amended Rule 126-1-02, OAC. Currently, the OBN has a direct bill account set up with the Doubletree Hotel, where the majority of the out of town Board members stay. Only two Board members currently stay at the Hyatt, which also has set up a direct billing account. Recently, as a result of consistent billing errors with the DoubleTree Hotel resulted in a negative credit rating for the OBN. The negative credit rating delayed confirmation for reserving rooms at the delegate assembly meeting held in Kansas City, Missouri next month. The most recent billing issues at the DoubleTree Hotel have been resolved with the General Manager's assistance; however Board staff found it difficult working with Doubletree to get the issue resolved prior to the General Manager's assistance. Therefore, Director Brion recommended that the Board members switch hotels and stay at the Hyatt, along with recommendations from the two members who currently stay at the Hyatt without any accounting issues thus far. Rosemary Booker stated that she would confirm exactly what the state rate is at the Hyatt before switching hotels. Following further discussion, it was agreed by general consent of the Board members to switch from the DoubleTree Hotel to the Hyatt beginning with the November 2004 Board meeting.

**Review of  
Meeting/Evaluation of  
Processes**

President Smith commended the Board members for their preparedness in discussions and their deliberations and the work that is done between Board meetings and also the staff for their work in preparation for the Board meeting and thanked those who stayed until the end of the meeting.

**Adjourn**

The meeting was adjourned at 6:00 p.m. on Friday, July 16, 2004.

Yvonne Smith, MSN, RN, CNS  
President



Attest:



John M. Brion, RN, MS  
Secretary