



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD NOVEMBER 14-16, 2007

The regular meeting of the Ohio Board of Nursing (Board) was held on November 14 -16, 2007 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Wednesday, November 14, at 2:00 p.m., President Cynthia Krueger called the Board meeting to order. On Thursday, November 15, at 8:31 a.m., President Cynthia Krueger called the Board meeting to order. On Friday, September 28, at 8:37 a.m., President Cynthia Krueger called the Board meeting to order. Vice-President Teresa Williams read the Board mission statement each day.

BOARD MEMBERS

Cynthia Krueger, RN, MSN, President
Teresa Williams, LPN, Vice-President
Anne Barnett, BSN, RNC, CWS (absent Thursday)
Janet L. Boeckman, RN, DNP, CPNP
Judith Brachman, Consumer Member
Elizabeth Buschmann, LPN
Debra Broadnax, MSN, RN, CNS, Supervising Member, Disciplinary Matters
Patricia Burns, LPN
Kathleen Driscoll, JD, MS, RN (absent Friday)
Lisa Klenke, MBA, RN, CNA-A
J. Jane McFee, LPN
Kathleen O'Dell, RN, M.ED, NCSN
Eric Yoon, MSN, ACNP, CCNS

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

- On Wednesday, a 1:00 p.m. meeting of the Board Committee on the Nurse Education Grant Program was held. Executive Session was held at 2:00 p.m.

- On Thursday, the Board Reception was held at 8:00 a.m. A noon meeting of the Board Committee on Practice was held. A public rules hearing took place at 1:30 p.m.
- On Friday, the Board Committee on Advisory Group Appointments was held at 7:30 a.m. Open Forum was held at 10:00 a.m. and the Board Committee for the Ohio Center for Nursing took place at noon.

On Thursday and Friday President Krueger recognized students, welcomed the gallery, and requested that Board members introduce themselves and indicate their practice areas and hometowns.

Minutes of September 27-28, 2007 Board Meeting

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman that the minutes of the September 27-28, 2007 Board meeting be approved, as amended. Motion adopted by unanimous vote of the Board members .

Executive Director Report

Betsy Houchen provided highlights of the Executive Director report. She thanked Janelle Freeman and Amy Rettig for coordinating the 2007 Combined Charitable Campaign and thanked staff for raising a total of \$14,052 for the campaign.

Lisa Emrich summarized a seminar she attended about “Just Culture” and distributed a handout on the Just Culture Algorithm. The Board discussed how such a system would work while still maintaining individual accountability and public protection.

B. Houchen thanked Eric Mays for coordinating the development of the Nursing Workforce Survey. The survey will be available through the Board’s website until the end of January 2008. E. Mays indicated that approximately one thousand responses have been received through the first week of November.

B. Houchen indicated that Amy Sala, Board investigator, had conducted a training session for the Health Care Fraud Section of the Attorney General’s office. The Board is beginning to conduct joint investigations in drug diversion cases.

Board staff provided orientation for the new nursing education program administrators on November 5, 2007 and it went very well. B. Houchen stated that staff is considering offering a similar program for current program administrators due to the positive feedback that was received on the value of the orientation.

B. Houchen updated the Board on the NURSYS system. NCSBN is updating and revising NURSYS and states are working to resolve issues related to missing data from old records and systems. The work is time and labor intensive, and

staff is working diligently to complete the task.

Regulatory Reform Initiative

Lisa Ferguson-Ramos updated the Board on the Regulatory Reform Initiative regarding adjudication hearings. The Regulatory Reform Committee asked boards and commissions to complete a survey, which has been distributed.

Personnel

B. Houchen recognized Julia Hilty, a new Adjudication Coordinator and Teresa Davis, APN Practice Consultant. Carol Ellensohn will start as an Adjudication Coordinator on November 26, 2007. Michele Hubbard and Emeline Kelly will be the Board's new education consultants. Beth Lewis will begin on November 26, 2007 as the Board's Human Resources Officer.

Legislative Status Report

B. Houchen stated that she had attended several legislative committee meetings and that the legislature had begun slowing down in anticipation of the holidays and the end of the year. House Bill 190, the bill addressing, among other provisions, criminal records checks for school personnel, was just signed by the Governor. It is of interest because it requires criminal records checks to be completed every five years for certain school personnel. Board members asked if conducting criminal records checks every five years would be beneficial for the Board. L. Ferguson-Ramos stated it may be helpful, but another provision that was discussed at the time House Bill 190 was being considered was use of the Law Enforcement Automated Data System (LEADS) by school boards. By using LEADS, the Board could identify criminal offenses. Although it appears that House Bill 190 does not contain LEADS language, school boards appear interested in pursuing it, according to media reports. The Board suggested also pursuing access to LEADS before considering requiring additional background checks.

House Bill 253 is the bill that would expand the prescription provisions of Schedule II medications by advanced practice nurses. B. Houchen reported that a letter was sent to notify the sponsor that the Board was requesting an amendment to clarify the processes of administering the change and promulgating rules. During the legislative hearings, another issue arose regarding Ohio's requirements for endorsement. Currently if an advanced practice nurse with prescriptive authority in another state seeks endorsement of the certificate to prescribe in Ohio, that nurse must complete an externship including a pharmacology coursework and supervised experience. The Board agreed that for endorsement of a certificate to prescribe, the Board would consider looking at alternatives, such as the number of years of experience, substantially similar education, and whether the nurse's license is in good standing in the other state. D. Broadnax suggested the issue be discussed with the Committee on Prescriptive Governance and E. Yoon suggested staff review

other states' requirements. It was also discussed that requirements could be addressed in the collaborative agreement for the individual endorsing or there could be a "probationary" time period. The Board agreed for staff to contact the Board President if legislative language is needed between Board meetings.

B. Houchen reported that a concern was raised about House Bill 346, a bill that addresses nurse staffing in hospitals. The concern was that licensed practical nurses were not included in the bill. Representatives of the Ohio Nurses Association indicated they were in agreement about including licensed practical nurses in House Bill 346.

B. Houchen also highlighted House Bill 130; House Bill 148; and Senate Bill 178.

Fiscal Report

Kathy King provided the fiscal report and answered questions of the Board. Due to the new OAKS financial system, not all information for the first quarter is available. There were questions related to Board member payroll and the amount of expenditures through September 2007. Staff will report back at the January 2008 meeting.

NEW BUSINESS

Rules Public Hearing Thursday, November 15, 2007

The Board received the proposed rule chapters as filed with JCARR on October 15, 2007. The Board also received a copy of the public hearing notice. The notice was posted on the Board web site with a link to the Ohio Register to the proposed rules. The Board received oral and written testimony for consideration.

Review of Administrative Rules and Public Hearing Comments

The Board agreed by general consent to approve the rules as filed for amendment, rescission, and/or as new with the following modifications noted:

Chapter 4723-1 – No changes.

Chapter 4723-2 – No changes.

Chapter 4723-3 – No changes.

Chapter 4723-5 –The Board considered the requirement of twelve months of clinical experience for licensed practical nurses and others entering a nursing program with advanced standing, and by general consent, determined to approve the rules as filed.

Chapter 4723-10 – No changes.

Chapter 4723-11 – No changes.

Chapter 4723-12 – No changes.

Chapter 4723-14 – No changes.

Chapter 4723-27 – No changes.

Rule 4723-7-06 – No changes.

Rule 4723-7-09 – T. Williams suggested that in paragraph (C) the word “fist” be changed to “first” and “September 1” be changed to “September first”.

Rule 4723-8-07 – L. Klenke stated that she agreed with the public comments presented on this rule. The Board agreed by general consent to change paragraph (D) to the following: “Within thirty days of recertification by the applicable national certifying organization the nurse shall provide satisfactory documentation of recertification to the board.” The Board recommended that there be a tracking system to flag the expiration of an APN’s national certification.

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that the Board extend discussion on this topic by thirty minutes.

Rule 4723-9-10 – No changes.

Rule 4723-17-06 – K. Driscoll suggested deleting the word “heplocks” in paragraph (A)(5). The Board agreed to the deletion.

Following discussion and review;

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that the Board adopt the proposed changes and file a revised filing of rules 4723-7-09, 4723-8-07, and 4723-17-06. Motion adopted by unanimous vote of the Board members.

OBN Annual Report, Review Draft

B. Houchen presented the amended draft of the Annual Report. J. Brachman requested that the word “unfortunately” be removed.

Action: It was moved by Lisa Klenke, seconded by Janet Boeckman that the annual report be accepted as amended. Motion adopted by unanimous vote of the Board members.

APPROVALS

Nursing Education Programs-New Program Approvals

Tri-State Medical Academy School of Nursing

The Board reviewed the summary report of the survey visit to the Tri-State Medical Academy School of Nursing, Practical Nursing Program, Cincinnati, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by J. Jane McFee, seconded by Patricia Burns, that the Board grant conditional approval to Tri-State Medical Academy School of Nursing, Practical Nursing Program, Cincinnati, effective November 15, 2007, and that the program submit conditional approval progress reports to the board on or before June 1, 2008 and September 1, 2008. Motion adopted by unanimous vote of the Board members.

Nursing Education-Determination of Program Approval Status

Kent State University Associate Degree Nursing Program, Kent

The Board reviewed the summary report of the survey visit to the Kent State University Associate Degree Nursing Program, Kent, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Debra Broadnax, seconded by J. Jane McFee, that the Board grant full approval for a period of five years to the Kent State Associate Degree Nursing Program, Kent, effective November 15, 2007. Motion adopted by unanimous vote of the Board members.

Kent State University College of Nursing Baccalaureate Program, Kent

The Board reviewed the summary report of the survey visit to the Kent State University College of Nursing Baccalaureate Program, Kent, including the recommendation of the Board Education Liaison, to determine approval status;

Action: It was moved by Kathleen Driscoll, seconded by Lisa Klenke, that the Board grant full approval for a period of five years to the Kent State University College of Nursing Baccalaureate Program, Kent, effective November 15, 2007. Motion adopted by unanimous vote of the Board members.

Wayne Adult School of Practical Nursing, Smithville

The Board reviewed the summary report of the survey visit to the Wayne Adult School of Practical Nursing, Smithville including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by J. Jane McFee, seconded by Debra Broadnax, that the

Board grant full approval for a period of five years to Wayne Adult School of Practical Nursing, Smithville, effective November 15, 2007. Motion adopted by unanimous vote of the Board members.

Wayne County Joint Vocational High School Practical Nursing Program, Smithville
The Board reviewed the summary report of the survey visit to the Wayne County Joint Vocational High School Practical Nursing Program, Smithville, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Debra Broadnax, seconded by Elizabeth Buschmann, that the Board grant full approval for a period of five years to Wayne County Joint Vocational High School Practical Nursing Program, Smithville, effective November 15, 2007. Motion adopted by unanimous vote of the Board members. Motion opposed by Pat Burns.

Terra State Community College Associate Degree Program, Fremont
The Board reviewed the summary report of the survey visit to the Terra State Community College Associate Degree Program, Fremont, including the recommendation of the Board Education Liaison, to determine approval status.

Action: It was moved by Kathleen Driscoll, seconded by Elizabeth Buschmann, that the Board accept the recommendation contained in the focused survey report of the August 31, 2007 survey visit of Terra State Community College Associate Degree Program, Fremont, and continue the program's conditional approval status. Motion adopted by unanimous vote of the Board members.

Medication Aide Pilot Program Facilities

Echoing Hills Residential Center, Warsaw

Action: It was moved by Teresa Williams, seconded by J. Jane McFee, that the Board not approve the application for Echoing Hill Residential Center, Warsaw, as a nursing home participant in the Medication Aide Pilot Program based upon its compliance and safety history as specified in Rules 4723-27-11(H), OAC. The Board noted multiple deficiencies on the Ohio Department of Health survey report, including, but not limited to, lack of communication, safety code violations, failure to provide suicide watch precautions for a resident as ordered by the physician, lack of health assessments for patients, evidence of resident skin care problems, and failure to follow universal precautions. It was further noted that the facility did not have a policy and failed to promote the administration of pneumonia vaccine for its elderly residents, when it is widely recognized that the elderly should be encouraged to receive this type of vaccine annually. Motion adopted by unanimous vote of the Board members.

Logan Elm Health Center, Circleville

Action: It was moved by Elizabeth Buschmann, seconded by J. Jane McFee, that the Board approve Logan Elm Health Center, Circleville, as a nursing home

participant in the medication aide pilot program. Motion adopted by a vote of the Board members. Motion opposed by Judith Brachman.

Medication Aide Training Programs

The Board considered the application of Echoing Hills Training Program, Warsaw, an incomplete application since it did not have an approved medication aide pilot facility for use in the training program.

Retroactive Approvals for Licensees and Certificate Holders

Action: It was moved by J. Jane McFee, seconded by Patricia Burns, that the Board retroactively ratify, as submitted, the licenses and certificates initially issued by the Board September 1, 2007 through October 31, 2007 to the following: registered nurses, licensed practical nurses, certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists, all certificates to prescribe (CTP and CTP-externship), Ohio certified dialysis technicians, community health workers, medication aide pilot program certificates, interim permits for licensed practical nurses, interim permits for registered nurses, and temporary certificates for dialysis technicians, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members.

Community Health Worker Training Programs

Cincinnati State Technical College, Cincinnati

Action: It was moved by Debra Broadnax, seconded by Elizabeth Buschmann that the Board approve Cincinnati State Technical College, Cincinnati, as a community health worker training program effective November 15, 2007. Motion adopted by unanimous vote of the Board members.

Loving Care Training Center, Cincinnati

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman that the Board approve Loving Care Training Center, Cincinnati, as a community health worker training program. Motion failed by unanimous vote of the Board members.

The Board determined that the application did not demonstrate that the applicant program meets minimum standards set forth in Chapter 4623-26, OAC. Areas identified include, but are not limited to, the following: The textbooks used for the proposed Program are outdated; the policy concerning records storage by a private individual is not adequate and the policy does not insure an accurate and timely process for Program's verification of Program completion to the Board; the process for and grading of each course's required work is absent; there is no information and credentials concerning individuals who will be teaching the Program; and the curriculum, as presented, lacks the detail, structure and quality

that is necessary to ensure that the Program provides the academic caliber necessary for graduating students to apply credit hours earned towards additional education. The Board directed staff to issue a deficiency report to the applicant.

Ohio Board of Nursing Approvers of Continuing Education

Northwest State Community College, Division of Allied Health & Public Service, OBN Approver 008-92

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that the Board re-approve Northwest State Community College, Division of Allied Health & Public Service, OBN Approver 008-92, as an Ohio Board of Nursing approver of continuing education through November 30, 2010. Motion adopted by majority vote of the Board members. Cynthia Krueger abstained.

Advanced Practice National Certifying Organizations

Action: It was moved by Debra Broadnax, seconded by J. Jane McFee, that the Board approve the following national certifying organizations for certified nurse practitioners, certified nurse-midwives, certified registered nurse anesthetists, and clinical nurse specialists seeking a certificate of authority to practice in Ohio for 2008 in accordance with Section 4723.46(A), ORC:

American Academy Of Nurse Practitioners;
American Association Of Critical-Care Nurses Certification Corporation;
National Board Of Certification And Recertification Of Nurse Anesthetists;
American Midwifery Certification Board;
American Nurses Credentialing Center;
National Board For Certification Of Hospice & Palliative Nurses;
National Certification Corporation For The Obstetric, Gynecologic &
Neonatal Nursing Specialties;
Oncology Nursing Certification Corporation; and
Pediatric Nursing Certification Board.

Motion adopted by unanimous vote of the Board members.

National Certifying Organizations as Dialysis Technician Testing Organizations

Action: It was moved by J. Jane McFee, seconded by Lisa Klenke that the Board approve the following national certifying organizations as dialysis technician testing organizations in accordance with Rule 4723-23-10(A), OAC:

The Board Of Nephrology Examiners Nursing And Technology, Inc.; and
The National Nephrology Certification Organization.

Motion adopted by unanimous vote of the Board members.

Dialysis Technician Training Program

Action: It was moved by J. Jane McFee, seconded by Teresa Williams, that the Board re-approve Advanced Medical Services, Columbus, as a dialysis technician training program effective November 15, 2007. Debra Broadnax abstained from voting. Motion adopted by unanimous vote of the Board members.

Approval of a Date Change for Program Implementation

Action: It was moved by Janet Boeckman, seconded by J. Jane McFee, that the Board approve the request for date of program implementation for Tri-Rivers Diploma Program, Marion, to January 23, 2008. Motion adopted by unanimous vote the Board members.

Executive Session

On Wednesday November 14, 2007:

Action: It was moved by Teresa Williams, that the Board go into executive session to confer with legal counsel regarding pending and imminent court action; and to consider the appointment, dismissal, discipline, promotion, demotion, or compensation of a public employee and the investigation of charges or complaints against a public employee. Following executive session the Board Meeting will be adjourned and the Board will deliberate on cases pending before the Board. Motion adopted by a unanimous roll call vote of the Board members.

The Board went into executive session at 2:05 p.m. and came out at 4:55 p.m.

ADJUDICATION AND COMPLIANCE

On Friday, November 16, 2007, President Krueger requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter.

NOTICES OF OPPORTUNITY FOR HEARINGS

On Friday, November 16, 2007, the Board considered the following proposed Notices of Opportunity for Hearing that were reviewed by Board members:

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

Taylor, Debbie, D.T. 00463 (CASE #06-0628); Petrick, Ellen, J R.N. 253121 (CASE #07-1264); Williams-Townsend, Robin, A. P.N. 079563 (CASE #07-2960); Patterson, Tameka, T. P.N. 110311 (CASE #07-0233); Ketterer, Crystal, L. P.N. 110795 (CASE #06-2564); Stevens, Juanita, L. R.N. 271492 (CASE

#07-2340); Reidl, Virginia, L. P.N. 077538 (CASE #06-0329); Titus, Kelly, J R.N. 311796 (CASE #07-1098); Ellsworth, Susan, J P.N. 077075 (CASE #07-1218); James, Venus, E. D.T. 01762 (CASE #07-2167); Smith, Dineen, M. R.N. 166814 (CASE #07-3407); Kelly, Cynthia, R.N. endorse (CASE #07-1647); Creamer, Tammie, L. PN NCLEX (CASE #07-0333); Tackett, Thomas, E. R.N. 270001 (CASE #06-0447); Cronin, Barbara, A. P.N. 057072 (CASE #06-1813); Conner, Gerilyn, A R.N. 221511 (CASE #07-0751); Day, Lynnette, M. R.N. 280111 (CASE #07-0014); and Wright, Teresa, L R.N. NCLEX (CASE #07-3226)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2007 Board meeting.

IMMEDIATE SUSPENSIONS AND NOTICE FOR OPPORTUNITY

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

Bennett, Tracy, L P.N. 121086 (CASE #07-1609); Hall, Anne, R. P.N. 080906 (CASE #06-2156); Utes, Patti, Jo P.N. 119923 (CASE #07-1679); Russell, Rita, J P.N. 063045 (CASE #07-1288); Fahey, Robert, W R.N. 227394 (CASE #07-0913); Gay, Beverly, P.N. 024511 (CASE #07-1507); Lee, Sharon, A. P.N. 060901 (CASE #07-1357); Duponty, Sharon, L R.N. 235690 (CASE #05-3466); Wright, Calvin, R.N. 282692 (CASE #07-2598); and Robbins, Martha, B. R.N. 179540 (CASE #07-2120)

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2007 Board meeting.

AUTOMATIC SUSPENSIONS AND NOTICE FOR OPPORTUNITY

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

Blankenship, Sandra, J R.N. 193183 (CASE #07-0480); Adamson, Nancy, A. P.N. 075635 (CASE #07-2909); Dibiasse, Heather, L P.N. 102599 (CASE #07-

2908); Jones, Angela, Jo P.N. 109615 (CASE #07-0004); Trapp, Bethany, L. P.N. 101169 (CASE #07-3272); Sobek, Melanie, R. P.N. 105492 (CASE #07-3270); De Mars, Ricky, D. P.N. 097511 (CASE #07-3271); Frena, Tracy, B. P.N. 084401 (CASE #07-3269),

Motion adopted by majority vote of the members. Debra Broadnax abstained on all cases.

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the November 2007 Board meeting.

TEMPORARY SUSPENSION AND NOTICE FOR OPPORTUNITY

Action: It was moved by Anne Barnett, seconded by Patricia Burns, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723. ORC for Bauer, Kimberly, L. R.N. 284251 (CASE #07-2284),

Motion adopted by majority vote of the members. Debra Broadnax abstained from voting.

Complete copies of the Temporary Suspension and Notice of Opportunity for Hearing shall be maintained in the exhibit book for the November 2007 Board meeting.

SUMMARY SUSPENSION AND NOTICE FOR OPPORTUNITY

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that the Board issue a notice of summary suspension and opportunity for hearing retroactive to the date it was issued for violations of Chapter 4723. ORC for Steele, Dana, M. P.N. 115194 (CASE #07-1728).

Motion adopted by majority vote of the members. Debra Broadnax and Cynthia Krueger abstained from voting.

Complete copies of the and Notices of Summary Suspension and Opportunity for Hearing shall be maintained in the exhibit book for the September 2007 Board meeting.

SURRENDERS

Voluntary Surrenders

Action: It was moved by Patricia Burns, seconded by Lisa Klenke, that the

Board that the board accept the Permanent Voluntary Surrender of License for the following case(s):

Naas, Sandra, K. P.N. 026655 (CASE #07-2665); Holden, Jennifer, N P.N. 107883 (CASE #07-0884); Dangur, Hadas, H P.N. 099441 (CASE #07-0552); Naugle, Cathleen, A. R.N. 249270 (CASE #04-0904); Dean, Deborah, S. R.N. 234202 (CASE #07-2335); Amstutz, Margaret, J. R.N. 251392 (CASE #07-2213);

Motion adopted by majority vote of the member. Debra Broadnax abstained on all cases.

Complete copies of the voluntary surrenders shall be maintained in the exhibit book for the November 2007 Board meeting.

CONSENT AGREEMENTS

On Friday, November 16, 2007, the Board considered the terms of the following proposed consent agreements that were reviewed by Board members:

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that the Board approve the consent agreements for violations of Chapter 4723. ORC entered into by and between the board and the following licensees:

Meeker, Earlene, K. P.N. 032338 (CASE #06-2891); Meyer, Daniela, E. P.N. 095093 (CASE #06-0716); Sheckles, Denise, P.N. 101155 (CASE #03-1262); Curley-Kessel, Meredith, L. P.N. 111320 (CASE #07-2552); Tedford, Christopher, P. P.N. 077448 (CASE #06-3188); Turner, Bobbi, Jo R.N. 322061 (CASE #07-1912); Petersen, Ruth, A. P.N. 070038 (CASE #06-2901); Ford, Donna, R. R.N. 233981 (CASE #06-2264); Cole, Laura, K. R.N. 273994 (CASE #06-2435); Watson, Loretta, R.N. 245919 (CASE #06-2937); Middendorf, Sarah, A. P.N. NCLEX (CASE #07-1805); Jones, Matthew, A R.N. NCLEX (CASE #07-1403); Akil, Naim, P.N. NCLEX (CASE #07-2575); Stitt, Angela, M P.N. NCLEX (CASE #07-1946); Scott, Ade, Y D.T. tech (CASE #07-1463); Wells, Jessie, Jo P.N. 108077 (CASE #07-0646); Werner, Thomas, C. P.N. 105311 (CASE #07-2084); Wagner, Justin, P. R.N. 319925 (CASE #07-2206); Raupach, Brian, L. P.N. 098218 (CASE #07-2510); Huffaker, Leanna, R. R.N. NCLEX (CASE #07-1811); Hatfield, Elizabeth, A. R.N. 324128 (CASE #06-2864); Ball, Colleen, F. TC 1 applicant (CASE #06-3328); Brinegar, Tina, P.N. 072533 (CASE #07-2713); Abbott, Nancy, L. R.N. 231692 (CASE #07-2243); Weisenberger, Benjamin, E. R.N. 319474 (CASE #07-1913); Setser, April, D. TC1 applicant (CASE #07-1869); Williams, Jeffery, L P.N. NCLEX (CASE #07-0977); White, Phillip, J P.N. NCLEX (CASE #07-0576); Emmons, Debora, L. R.N. NCLEX (CASE #07-2189); Shropshire, Stephanie, L. P.N. NCLEX (CASE #07-2204); Harris-Edward, Catherine, P.N. NCLEX (CASE #07-2685); Ashton, Lora, D. R.N. 256620 (CASE #07-2913); Harvey, Rebecca, J R.N. 101766

(CASE #03-2155); Stewart, Arvella, J. D.T. tech (CASE #06-2642); Taylor, Stanley, R P.N. 113801 (CASE #07-1119); Steele, Dana, M P.N. 115194 (CASE #07-2750); Tolson, Ronald, W. R.N. 298024 (CASE #07-2630); Vance, Lynette, A. R.N. 275778 (CASE #07-2911); Gill, Debra, R.N. 264270 (CASE #07-2733); Monat, Abbie, L P.N. NCLEX (CASE #07-2754); Coleman, Nicolas, J. P.N. NCLEX (CASE #07-1929); Rice, Lisa, A. TC1 applicant (CASE #07-2506); Hadlock, Kelly, A. R.N. 196831 (CASE #07-2671); Brown, Jaimie, J. R.N. 280013 (CASE #07-0301); Goldberg, Adena, P.N. NCLEX (CASE #07-1723); Shivener, Danielle, R P.N. 105100 (CASE #07-1479); Goetz, Jennifer, N R.N. 288935 (CASE #07-3255); Kauffman, Melinda, L P.N. 099079 (CASE #07-1415); Stephens, Thomas, A. R.N. 278526 (CASE #06-3239); Cisco, Ann, M R.N. 224789 (CASE #07-0854); Borelli, Melanie, D R.N. 253773 (CASE #07-1654); Havran, Mary, A. R.N. 166967 (CASE #07-1885); Malcolm-Forbes, Sonia, M. R.N. 279087 (CASE #06-0809); and Martin, Mary, T P.N. 024949 (CASE #07-1131).

Motion adopted by majority vote of those members. Judith Brachman opposed the motion for the following cases only: Meeker, Earlene, K. P.N. 032338 (CASE #06-2891); Meyer, Daniela, E. P.N. 095093 (CASE #06-0716) and Sheckles, Denise, P.N. 101155 (CASE #03-1262) Williams, Jeffery, L P.N. NCLEX (CASE #07-0977); Emmons, Debora, L. R.N. NCLEX (CASE #07-2189); and Harvey, Rebecca, J R.N. 101766 (CASE #03-2155). Elizabeth Bushman opposed the motion for the following cases only: Coleman, Nicolas, J. P.N. NCLEX (CASE #07-1929); and Scott, Ade, Y D.T. tech (CASE #07-1463). Eric Yoon opposed the motion for the following cases only: Wagner, Justin, P. R.N. 319925 (CASE #07-2206); Hatfield, Elizabeth, A. R.N. 324128 (CASE #06-2864); Brinegar, Tina, P.N. 072533 (CASE #07-2713); Abbott, Nancy, L. R.N. 231692 (CASE #07-2243); Weisenberger, Benjamin, E. R.N. 319474 (CASE #07-1913); and Taylor, Stanley, R P.N. 113801 (CASE #07-1119) Debra Broadnax abstained from voting on all cases.

Action: It was moved by Teresa Williams, seconded by Elizabeth Buschmann, that the Board approve the consent agreements for violations of Chapter 4723. ORC entered into by and between the board and the following licensees:

McMullen, Wendy, L R.N. 303061 (CASE #07-0505); Hoops, Marilyn, Z. P.N. 117861 (CASE #06-1042);

Motion adopted by majority vote of those members. Debra Broadnax abstained from voting on all cases.

HEARING EXAMINER REPORT & RECOMMENDATION

Arnold, Tamika, N. P.N. 117884 (CASE #06-2341)

Action: It was moved by Elizabeth Buschmann, seconded by Lisa Klenke, in the matter of Tamika Arnold, that the board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation contained in the Hearing Examiner's Report and Recommendation and that Tamika Arnold's license to practice nursing as a licensed practical nurse in the state of Ohio is hereby revoked.

On this date, the Board accepted all of the Findings of Fact, Conclusions of Law, and the recommendation in the Hearing Examiner's Report and Recommendation.

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.

The Ohio Board of Nursing hereby ORDERS that:

TAMIKA ARNOLD'S license to practice nursing as a licensed practical nurse in the State of Ohio is hereby **PERMANENTLY REVOKED**.

The Board further Orders Tamika Arnold to surrender her licensed practical nurse license #P.N. 117884 and frameable wall certificate 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 16th day of November, 2007.

Motion adopted by majority vote of members.

NO REQUEST FOR HEARING CASES

Masser, Sandra, M. P.N. 089899 (CASE #06-1715)

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, in the matter of Sandra Masser, that upon consideration of the charges stated against **SANDRA MASSER** in the July 24, 2006, Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MASSER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. MASSER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MASSER** shall be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the temporary and permanent practice restrictions set forth below.

MS. MASSER SHALL MEET THE FOLLOWING REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT:

1. **MS. MASSER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MASSER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. MASSER** 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. MASSER's** history. **MS. MASSER** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. MASSER** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. MASSER** 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. MASSER** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MASSER** 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.
6. **MS. MASSER** 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. MASSER's** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. MASSER** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MASSER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed

- on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MASSER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MASSER's** history.
8. Within thirty (30) days prior to **MS. MASSER** initiating drug screening, **MS. MASSER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MASSER**.
 9. After initiating drug screening, **MS. MASSER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. MASSER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. MASSER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MASSER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MASSER

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

Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.

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

DURATION

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

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

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

Monitoring of Rehabilitation and Treatment

3. **MS. MASSER** 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. MASSER's** history of chemical dependency and recovery status. **MS. MASSER** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MASSER** shall abstain completely from the use of alcohol.

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. MASSER** shall notify the Board.
11. **MS. MASSER** 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. MASSER** 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. MASSER** is under a continuing duty to provide a copy of this Order to any new employer prior to accepting employment.

Reporting Requirements of Licensee

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

Temporary Practice Restrictions

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

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

Permanent Practice Restriction

MS. MASSER shall not practice nursing as a licensed practical nurse in a physician's office.

Temporary Narcotic Restrictions

MS. MASSER shall not administer, have access to, or possess (except as prescribed for **MS. MASSER's** use by another so authorized by law who has full knowledge of **MS. MASSER's** history of chemical dependency) any narcotics, other controlled substances, or mood altering drugs for a minimum period of **eighteen (18) months** in which **MS. MASSER** is working in a position that requires a nursing license. At any time after the eighteen-month period previously described, **MS. MASSER** may submit a written request to the Board to have this restriction re-evaluated. In addition, **MS. MASSER** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers.

Permanent Narcotic Restriction

MS. MASSER shall not call in (order) any narcotics, other controlled substances, or mood altering drugs during the narcotic restriction period.

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. MASSER** has complied with all aspects of this Order; and (2) the Board determines that **MS. MASSER** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MASSER** and review of the reports as required herein. Any period during which **MS. MASSER** 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 **SANDRA MASSER** to surrender her licensed practical nurse license #P.N. 089899 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 16th day of November, 2007.

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 16th day of November 2007.

Debra Broadnax and Cynthia Krueger abstained from voting. Motion adopted by majority vote of the Board members .

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2007 Board Meeting.

Mandilakis, Christine, A. P.N. 091045 (CASE #04-2222);

Action: It was moved by Anne Barnett, seconded by Patricia Burns, in the matter of Christine Mandilakis, upon consideration of the charges stated against **CHRISTINE MANDILAKIS** in the September 25, 2006, Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MANDILAKIS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. MANDILAKIS'** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years retroactive to September 2006, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MANDILAKIS** shall be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary narcotic and permanent practice restrictions set forth below.

MS. MANDILAKIS SHALL MEET THE FOLLWING REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT:

1. **MS. MANDILAKIS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MANDILAKIS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. MANDILAKIS** 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. MANDILAKIS'** history. **MS. MANDILAKIS** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. MANDILAKIS** shall abstain completely from the use of alcohol.
5. Prior to seeking reinstatement by the Board, **MS. MANDILAKIS** 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. MANDILAKIS** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. MANDILAKIS** 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.
6. **MS. MANDILAKIS** 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. MANDILAKIS'** license.
7. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. MANDILAKIS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. MANDILAKIS'** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MANDILAKIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS.**

MANDILAKIS' history.

8. Within thirty (30) days prior to **MS. MANDILAKIS** initiating drug screening, **MS. MANDILAKIS** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MANDILAKIS**.
9. After initiating drug screening, **MS. MANDILAKIS** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. MANDILAKIS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. MANDILAKIS** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MANDILAKIS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MANDILAKIS

1. **MS. MANDILAKIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
2. **MS. MANDILAKIS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
3. **MS. MANDILAKIS** 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.
4. **MS. MANDILAKIS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
5. **MS. MANDILAKIS** shall submit the reports and documentation required by

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

6. **MS. MANDILAKIS** shall verify that the reports and documentation required by this Order are received in the Board office.
7. **MS. MANDILAKIS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
8. **MS. MANDILAKIS** shall submit to a BCI criminal records check.

DURATION

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

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

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

Monitoring

1. **MS. MANDILAKIS** 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. MANDILAKIS'** history. **MS. MANDILAKIS** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MANDILAKIS** shall abstain completely from the use of alcohol.
5. During the probationary period, **MS. MANDILAKIS** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to

submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. MANDILAKIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MANDILAKIS'** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

1. Prior to accepting employment as a nurse, each time with every employer, **MS. MANDILAKIS** shall notify the Board.
2. **MS. MANDILAKIS** 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. MANDILAKIS** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of

Opportunity for Hearing. Further, **MS. MANDILAKIS** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. MANDILAKIS

1. **MS. MANDILAKIS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
2. **MS. MANDILAKIS** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
3. **MS. MANDILAKIS** 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.
4. **MS. MANDILAKIS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
5. **MS. MANDILAKIS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
6. **MS. MANDILAKIS** shall verify that the reports and documentation required by this Order are received in the Board office.
7. **MS. MANDILAKIS** 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.
8. Prior to working as a nurse and if requested by the Board or its designee, **MS. MANDILAKIS** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. MANDILAKIS** shall not call in or order prescriptions or prescription refills.

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. MANDILAKIS** has complied with all aspects of this Order; and (2) the Board determines that **MS. MANDILAKIS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MANDILAKIS** and review of the reports as required herein. Any period during which **MS. MANDILAKIS** 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 **CHRISTINE MANDILAKIS** to surrender her licensed practical nurse license #P.N. 091045 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 16th day of November, 2007.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members .

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2007 Board Meeting.

Hetrick, Linda, L. P.N. 119663 (CASE #06-0202)

Action: It was moved by Patricia Burns, seconded by Anne Barnett, in the matter of **LINDA HETRICK**, upon consideration of the charges stated against **LINDA HETRICK** in the May 22, 2006, Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HETRICK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. HETRICK's** license to practice nursing as a licensed practical nurse is **PERMANENTLY REVOKED.**

The Board further Orders **LINDA HETRICK** to surrender her licensed practical nurse license #P.N. 119663 and frameable wall certificate 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 16th day of November, 2007.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members .

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2007 Board Meeting.

Hurlburt, Victoria, L. R.N. 307967 (CASE #06-2535);

Action: It was moved by Janet Boeckman, seconded by J. Jane McFee, that upon consideration of the charges stated against **VICTORIA HURLBURT** in the March 19, 2007, Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HURLBURT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Immediate Suspension and Opportunity for Hearing and the Ohio Board of Nursing Orders that **MS. HURLBURT'S** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than three (3) years, with

the conditions for reinstatement set forth below, and that following reinstatement, **MS. HURLBURT** shall be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the permanent narcotic and permanent practice restrictions set forth below.

MS. HURLBURT SHALL MEET THE FOLLWING REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT:

1. **MS. HURLBURT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. HURLBURT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. HURLBURT** shall comply with the terms of probation imposed in Hamilton County and Clermont County.
4. **MS. HURLBURT** 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. HURLBURT's** history. **MS. HURLBURT** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. HURLBURT** shall abstain completely from the use of alcohol.
6. Prior to seeking reinstatement by the Board, **MS. HURLBURT** 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. HURLBURT** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HURLBURT** 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.
7. **MS. HURLBURT** 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. HURLBURT's** license.

8. Prior to seeking reinstatement by the Board, **MS. HURLBURT** shall, at her own expense, seek a psychiatric evaluation by a Board approved psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. HURLBURT** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HURLBURT** 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 and recommendations for treatment and monitoring.
9. **MS. HURLBURT** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the psychiatrist's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. HURLBURT's** license.
10. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. HURLBURT** shall submit, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HURLBURT's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HURLBURT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HURLBURT's** history.
11. Within thirty (30) days prior to **MS. HURLBURT** initiating drug screening, **MS. HURLBURT** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. HURLBURT**.
12. After initiating drug screening, **MS. HURLBURT** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated

by another practitioner. Further, **MS. HURLBURT** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

13. **For a minimum, continuous period of twelve (12) months immediately prior to requesting reinstatement, MS. HURLBURT** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. HURLBURT** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. HURLBURT

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

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS.**

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

10. Prior to accepting employment as a nurse, each time with every employer, **MS. HURLBURT** shall notify the Board.
11. **MS. HURLBURT** 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. HURLBURT** shall provide his employer(s) with a copy of this Order and Notice of Opportunity for Hearing and shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. HURLBURT** is under a continuing duty to provide a copy of this Order and Notice of Opportunity for Hearing to any new employer prior to accepting employment.

Reporting Requirements of MS. HURLBURT

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. HURLBURT** has complied with all aspects of this Order; and (2) the Board determines that **MS. HURLBURT** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HURLBURT** and review of the reports as required herein. Any period during which **MS. HURLBURT** 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 **VICTORIA HURLBURT** to surrender her registered nurse license #R.N. 307967 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 16th day of November, 2007.

Debra Broadnax abstained from voting. Motion adopted by majority vote of the Board members .

A complete copy of the Adjudication Order shall be maintained in the exhibit book for the November 2007 Board Meeting.

MONITORING

LIFTS OF SUSPENSION/PROBATIONS

Action: It was moved by Elizabeth Buschmann, seconded by Anne Barnett that the following, having met the terms and conditions of their consent agreements with the Board, with the recommendation by Debra Broadnax, Supervising Member for Disciplinary Matters, be released from their consent agreements.

Lochridge, James, T. R.N. 225933 (CASE #07-0005); Carroll, Melinda, A R.N. 305058 (CASE #04-0037); Barrows, James, R. R.N. 256738 (CASE #06-1642); Calhoun, Ebony, D. P.N. 124887 (CASE #06-2767); Ballard, Lakeia, H. P.N. 117742 (CASE #06-1556); Cummings, Melissa, R. P.N. 124888 (CASE #06-1748); Heichel, Ryan, C. R.N. 329818 (CASE #06-1763); Hartline, Rose, A. P.N. 116867 (CASE #06-1571); and Williams, Monica, L. P.N. 121106 (CASE #05-2196).

Motion adopted by majority vote of the members present. Debra Broadnax abstained from voting on all cases.

LIFTS OF SUSPENSION/PROBATION - EARLY RELEASE

Action: It was moved by Lisa Klenke, seconded by Patricia Burns that the following, having met the terms and conditions of their consent agreement with the Board, be released early from the terms and conditions of their consent agreements. Debra Broadnax, Supervising Member for Disciplinary Matters, has recommended these releases.

Street, Margaret, M. R.N. 327736 (CASE #06-0626); Knicely, Melissa, S. P.N. 118574 (CASE #05-2419); Hatfield, Lisa, A. R.N. 246649 (CASE #04-1843); Genter, Amy, B. R.N. 204829 (CASE #04-2695); Clark, Sherry, E. R.N. 117160 (CASE #06-2837); and Peace, Jeffery, S. R.N. 289165 (CASE #05-3089);

Motion adopted by majority vote of the members Debra Broadnax abstained from voting on all cases.

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE - PERMANENT WORK RESTRICTION(S) REMAINS

Action: It was moved by Janet Boeckman, seconded by J. Jane McFee that the following, having met the terms and conditions of their consent agreements with the Board, be released from the terms and conditions of their consent agreements, with the exception of the permanent practice restriction(s) that will remain in effect. Debra Broadnax, Supervising Member for Disciplinary Matters, has recommended these releases.

Winkler, Fay, Z. R.N. 228342 (CASE #05-1785); and Seymour, Lisa, A. R.N. 210198 (CASE #04-1899);

Motion adopted by majority vote of the members . Debra Broadnax abstained from voting on all cases.

LIFT OF NARCOTIC RESTRICTION

Action: It was moved by Kathleen O'Dell, seconded by Judith Brachman, that the following be released from their narcotic restrictions within their respective consent agreement. Debra Broadnax, Supervising Member For Disciplinary Matters, has recommended these releases.

McCormick, Brendan, J R.N. 258409 (CASE #05-3484); Neumann, Deborah, L R.N. 148551 (CASE #05-2941); Siebert, Michelle, M. P.N. 113026 (CASE #07-0217); Davis, Michael , H. R.N. 208283 (CASE #04-2550); and Jackson, Douglas, A. R.N. 329819 (CASE #06-2029).

Motion adopted by majority vote of the members . Debra Broadnax abstained from voting on all cases.

LIFT SUSPENSION/PROBATION and REINSTATE AND RESTRICT CERTIFICATE TO PRESCRIBE

Action: It was moved by Kathleen O'Dell, seconded by Judith Brachman, that the following, having met the terms and conditions of their consent agreement(s), have their suspension and probation on their certificate to prescribe lifted and that the certificate to prescribe be restricted. Debra Broadnax, Supervising Member For Disciplinary Matters, has recommended this release.

Gennarelli, Elizabeth, R. R.N. 272059 (CASE #05-0923);

Eric Yoon opposed the motion. Motion adopted by majority vote of the members . Debra Broadnax abstained from voting on all cases.

REPORTS TO THE BOARD

Board Committee Reports

Board Committee - NEGP

K. Driscoll reported that the Committee identified many ideas to modify proposals and the pre-screening process. Staff will develop guidelines in preparation for the next meeting on Friday, January 18, 2008. K. Driscoll commended staff for the ideas they presented at the meeting.

Board Committee - Practice

L. Klenke reported that a meeting was held to discuss registered nurses administering botox and dermal fillers and attendance was good. L. Klenke stated the committee is moving forward as it appears to be within the scope of nursing practice to administer these items. E. Yoon noted that this is more of a procedure than administering medication. L. Klenke stated that while the scope of nursing is broad, and there is a decision making model, there is no clear prohibition or allowance for the administration of botox and dermal fillers so an interpretative guideline will be drafted for consideration. The committee will meet at noon on Thursday, January 17, 2008.

Board Committee - Ohio Center for Nursing

The report on the Ohio Center for Nursing Committee meeting will be provided at the January 2008 Board meeting.

Advisory Group Reports

Continuing Education Approvers

L. Halliburton reported that a majority of the meeting was spent on reviewing the proposed revisions for Chapter 4723-14. The group agreed that the approval period for continuing education approvers be changed from three years to five years. L. Halliburton asked the Board to consider the information required on the annual reports that OBN Continuing Education Approvers submit to the Board. After discussion, the Board agreed that detailed data on continuing education activities is not currently needed and Board staff could work the Advisory Group to streamline the annual report data required. L. Halliburton also reported that OONE does not plan to reapply as an approver when their approval period ends on July 31, 2009. L. Halliburton stated that H. Fischer attended the meeting to discuss how complaints are handled depending on whether the complaint involves a continuing education provider or an individual who has violated the Nurse Practice Act or administrative rules.

Dialysis

The Advisory Group met on October 9, 2007. The Committee continues to consider proposed legislative and administrative rule revisions in order to simplify the law governing dialysis technicians. D. Broadnax reported that the Advisory Group agrees with the proposed criminal background checks, provisional approval, and eliminating the registry, but continues to discuss supervision and temporary permits. L. Halliburton is working with BONENT to obtain data and D. Broadnax thanked her for her work.

Open Forum – 10:00 a.m. Friday, November 16, 2007 – no participants

Other Reports

School Nursing Report

K. O'Dell thanked L. Emrich and Amy Rettig for their continued work in the area of school nursing. K. O'Dell and staff met with representatives of the Ohio Department of Health regarding applicable Board law and rules and the Ohio Department of Education laws related to school nursing. K. O'Dell stated it is important to continue to work with and educate the educators.

GENERAL INFORMATION (FYI)

C. Krueger asked for questions or comments regarding the general information items included on the agenda. The Board discussed the American Nurses Association paper, "Adapting Standards of Care Under Altered Conditions." L. Klenke believes this document provides a global framework and there would need to be an action plan also. J. Brachman stated that she found the paper to be more about protecting the nurse than the patient or family.

The Board complimented H. Fischer and L. Emrich on the response letter regarding questions about scope of practice for advanced practice nursing.

BOARD GOVERNANCE

Nomination of Board Officers – November 15, 2007

Action: It was moved by Kathleen Driscoll, seconded by Janet Boeckman, that Lisa Klenke be nominated for President. Lisa Klenke accepted the nomination and no additional nominations were made.

Action: It was moved by Teresa Williams, seconded by Kathleen O'Dell, that J. Jane McFee be nominated for the office of Vice-President. J. Jane McFee accepted the nomination and no additional nominations were made.

Action: It was moved by Janet Boeckman, seconded by J. Jane McFee that Debra Broadnax be nominated as the Board Supervising Member for Disciplinary Matters. Debra Broadnax accepted the nomination and no additional nominations were made.

On November 16, 2007, the Board elected Lisa Klenke for President, J. Jane McFee for Vice-President, and Debra Broadnax for Board Supervising Member for Disciplinary Matters.

Advisory Group Appointments

Nursing Education

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that Kathleen Driscoll be appointed as Chair of the Advisory Group on Nursing Education for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Action: It was moved by Janet Boeckman, seconded by Elizabeth Buschmann that the following be appointed to the Board Advisory Group on Nursing Education, for the terms beginning January 1, 2008 and ending December 31, 2009.

Deanna M. Vargo, RN (new appointment)
Donna Cunningham, LPN (reappointed)
Nancy Trokan-Mathison, RN, (new appointment)
Cheryl Schriener, RN (reappointment)
Cecilia Mary Bidigare, RN (new appointment)
Deborah Keller, RN, (reappointment)

Motion adopted by unanimous vote of the Board members.

Dialysis

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that Debra Broadnax be appointed as Chair of the Advisory Group on Dialysis for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Action: It was moved by Debra Broadnax, seconded by Elizabeth Buschmann, that the following be appointed to the Board Advisory Group on Dialysis for terms beginning January 1, 2008 and ending December 31, 2009.

Anil Agarwal, MD (reappointment)
Maryam Lyon, RN (reappointment)
Diana Hlebovy, RN (new appointment)

Motion adopted by unanimous vote of the Board members.

Continuing Education

Action: It was moved by J. Jane McFee, seconded by Janet Boeckman, that Anne Barnett be appointed as Chair of the Advisory Group on Continuing Education for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Use of Hearing Examiners

Action: It was moved by Elizabeth Buschmann, seconded by Patricia Burns, that the Board authorized the use of hearing examiners for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Nursing Education Program Liaison to Board Staff

Action: It was moved by J. Jane McFee, seconded by Kathleen Driscoll, that Janet Boeckman be appointed as the Nursing Education Program Liaison to the Board Staff for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Hospitality Chair

Action: It was moved by Kathleen O'Dell, seconded by J. Jane McFee, that Eric Yoon be designated as Hospitality Chair for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Notices of Immediate Suspension

Action: It was moved by J. Jane McFee, seconded by Patricia Burns, that the Board authorize the Board Supervising Member for Disciplinary Matters, or the Board President, to issue Notices of Immediate Suspension for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Use of Signature Stamps or Electronic Signatures

Action: It was moved by Debra Broadnax, seconded by Kathleen Driscoll, that the Board authorize the use of signature stamps or electronic signatures of the President, Supervising Member for Disciplinary Matters, and Executive Director by designated staff for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Editorial Changes to Motions

Action: It was moved by Kathleen O'Dell, seconded by Kathleen Driscoll, that the Board authorize the Executive Director to make editorial changes to motions for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Signing Program Contracts on Behalf of the Board

Action: It was moved by Janet Boeckman, seconded by Kathleen O'Dell, that the Board authorize designated staff of the Alternative Program and the PIIP Program to sign program contracts on behalf of the Board for the period of January 1, 2008 through December 31, 2008. Motion adopted by unanimous vote of the Board members.

Executive Director Reappointment

Action: It was moved by Eric Yoon, seconded by Patricia Burns, that the Board reappoint Betsy Houchen as Executive Director of the Ohio Board of Nursing. Motion adopted by unanimous vote of the Board members.

Review of Board Policies

B. Houchen reviewed the draft Board policies and noted that a few policies will be reviewed and presented at the January Board meeting. J. Brachman asked that "secondary" motions be clarified and staff agreed to research Robert's Rules. J. Brachman recommended that there also be a policy on handling complaints received against a Board licensed staff person, similar to the policy the Board plans to adopt if a complaint is received regarding a Board member. The Board agreed by general consent to have such a policy. The Board commended staff on the new format and reorganization of the Board policies and guidelines.

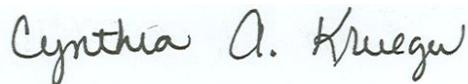
Review of the Strategic Plan

B. Houchen reviewed the status of the Strategic Plan. Board members discussed the plan and asked questions. They noted a records management system is important, asked about a means to handle the large volume of telephone calls, asked that percentages be included in all reports, and recommended an objective be added regarding the completion of performance appraisals. C. Krueger complimented all staff for their work to meet the strategic objectives.

EVALUATION OF MEETING AND ADJOURNMENT

The Board thanked J. Brachman for her invaluable contributions to the Board as its consumer member and the Board also thanked C. Krueger and T. Williams for their outstanding leadership of the Board as President and Vice-President. The meeting was adjourned at 10:15 a.m. on November 16, 2007.

Cynthia Krueger, RN, MSN
President



Attest:

Betsy Houchen, RN, MS, JD
Secretary

