



OHIO BOARD OF NURSING

MINUTES OF MEETING

REGULAR MEETING OF THE BOARD SEPTEMBER 20-21, 2012

The regular meeting of the Ohio Board of Nursing (Board) was held on September 20-21, 2012 at the Board office located at 17 South High Street, Suite 400, Columbus, Ohio 43215. The President, Vice-President, and Executive Director reviewed the agenda prior to the meeting.

On Thursday, September 20, 2012 at 8:30 a.m., President Bertha Lovelace called the Board meeting to order. On Friday, September 21, 2012 at 8:33 a.m., President Lovelace called the Board meeting to order. Vice-President Melissa Meyer read the Board mission on Thursday and Friday. President Lovelace recognized nursing students, welcomed the gallery, and requested that Board Members introduce themselves.

BOARD MEMBERS

Bertha Lovelace, RN, President

Melissa Meyer, LPN, Vice-President

Janet Arwood, LPN

Rhonda Barkheimer, RN

Judith Church, RN, Board Supervising Member for Disciplinary Matters (Absent Thursday)

Lisa Klenke, RN (Absent Thursday afternoon and Friday)

Maryam Lyon, RN

J. Jane McFee, LPN

Susan Morano, RN

Tracy Ruegg, RN

Roberta Stokes, RN

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

ADMINISTRATIVE MATTERS

Board Meeting Overview

On Thursday, the Board Reception was held at 8:00 a.m.; Executive Session was held at 10:00 a.m.; Beverly Clayton's attorney Steven Sindell, Esq., addressed the Board at 1:00 p.m.; Tiffany Lively and attorney, James McGovern, Esq., addressed the Board at 1:20 p.m.; Dana Liss and attorney Elizabeth Collis, Esq., addressed the Board at 1:40 p.m.; Leslee Anne Evans' attorney G. Brenda Coey, Esq., addressed the Board at 2:00 p.m. On Friday, Open Forum was held at 10:00 a.m. and a public hearing on administrative rules was held at 11:30 a.m.

Approval of Minutes of the July 2012 Meeting

Action: It was moved by J. Jane McFee, seconded by Janet Arwood, that the Board approve the minutes from the July 2012 Board meeting as submitted. Motion adopted by majority vote of the Board members with Rhonda Barkheimer abstaining.

Executive Director Report

Betsy Houchen highlighted the following from the Executive Director Report:

- The Board welcomes Brian Forbes, JD, to the Board as a Hearing Examiner; Keeley Harding, RN, CNP, as the APN Compliance Agent; and Rachael Audsley, as an intermittent clerk in the Compliance Unit. We also congratulate staff for their years of state service: Katha Bloomer and John Cover, 20 years; Kathy King and Pam Morse, 10 years.
- For the 2012 renewal cycle, the Board achieved a 95% on-line renewal rate, as compared to 92% for the 2010 LPN renewal cycle.
- Lisa Ferguson-Ramos attended the Ohio Attorney General Law Enforcement Summit convened for the purpose of strategic policy planning for coordination of services between local and state law enforcement.
- Judith Church attended the August meeting of the Patient Centered Medical Home Education Advisory Group. The Ohio Board of Regents, who will be granting scholarships, and TransforMED, the vendor assisting with pilot program practice conversions, provided updates.
- At the July Board meeting, Board members asked about the use of the continuing education waiver. For RNs, 12% have taken the waiver, and 2% of APNs used the waiver after becoming an APN. Also at the July Meeting, Board members stated they were interested in the types of questions the Board receives from APNs. Staff reviewed questions from January-July 2012 and provided Board members with a representation of the types of questions received.
- At the July meeting, the Board discussed a request by the Ohio Nurses Association (ONA), Ohio Association of Advanced Practice Nurses (OAAPN), and Ohio State Association of Nurse Anesthetists (OSANA) and their lobbyists that the Board establish an APN Advisory Group. At the July meeting, after discussion, the Board agreed by general consensus that if an APN group is convened, the most productive structure would be a Board Committee. Further, the Board also agreed that for a committee to be convened, the Board must be clear and transparent about the intent of the committee and asked the topics of discussion be identified prior to convening a meeting. A second meeting was held on August 29th with representatives from the associations and their lobbyists to ask for specific topics, issues, or concerns. Discussion ensued about the structures and purposes of Advisory

Groups and Board Committees, and the representatives agreed to further communication with their associations in order to provide the Board with a list of topics or practice issues that would be addressed by a Board Committee. B. Houchen distributed a letter from OAAPN that was received by the Board on September 19, 2012. The Board agreed to discuss the information later in the meeting in order to have time to review the letter.

- The biennial audit is complete and Board staff are exploring reorganization of processes and/or the use of electronic deposits to process licensure applications.

Legislative Report

T. Dilling provided the legislative report and answered questions. He reported that HB 303 is in the Senate Health, Human Services and Aging Committee and recently ONA raised issue with language revisions related to licensed practical nursing proposed in the bill. The Board reviewed a draft response letter that would be sent to ONA on behalf of the Board. The Board made no changes to the letter and agreed by general consensus to provide the letter to ONA.

T. Dilling reported that the Reforming Prescribing Practices Committee of the Governor's Opiate Cabinet Action Team (GOCAT) has engaged stakeholders, including the Boards of Nursing, Medicine, Pharmacy and Dentistry, in meetings "to develop responsible prescribing guidelines for Ohio's clinicians." The Board was provided a Memorandum from Director Kantor-Burman of the Ohio Department of Aging and Director Wymyslo of the Ohio Department of Health "identifying where provider education is needed to achieve appropriate pain management, and where rules are needed to assess provider performance." T. Dilling reported that serious consideration is being given to setting a dosage point for chronic, non-terminal pain treatment at which a prescriber would pause and ensure certain prescriber actions have been implemented. The proposal being discussed is to trigger review when a patient has been prescribed 80 mg Morphine Equivalent Dose (MED) average daily dose (over a 90-day period), as recorded in the OARRS database.

T. Dilling further reported that representatives of a group of health care associations are meeting with members of the Ohio Senate regarding HB 259 that proposes to permit alternative health practice without a license. The Board has taken an opposition stance to the bill. T. Dilling met with the group and informed them of the Board's position and discussed their concerns.

Budget Request for Fiscal Years 2014-2015

Kathy King reviewed the budget request for fiscal years 2014-2015 and informed the Board about the steps of the budget process.

NEW BUSINESS

Annual Report

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the

Board approve the Annual Report for Fiscal Year 2012 as amended. Motion adopted by unanimous vote of the Board members.

2012 Administrative Rules – Chapters 4723-8 and 4723-9, OAC

The public hearing on administrative rules was held on Friday, September 21, 2012. No written comments were received and no testimony was presented.

EXECUTIVE SESSION

On September 20, 2012:

Action: It was moved by Melissa Meyer that the Board go into Executive Session to discuss pending or imminent court action with legal counsel, and to discuss the employment, dismissal, discipline, promotion, demotion or compensation of a public employee.

The Board entered Executive Session at 10:02 a.m. and reported out of Executive Session at 10:30 a.m.

APPROVALS

Nursing Education Programs – Approval of New Programs

ITT Technical Institute, Breckinridge School of Nursing and Health Sciences, Associate of Applied Science in Nursing Program

Action: It was moved by Tracy Ruegg, seconded by Maryam Lyon, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to ITT Technical Institute, Breckinridge School of Nursing and Health Sciences, Associate of Applied Science in Nursing Program in West Chester. It was further moved that the Program submit progress reports to the Board on or before November 5, 2013, and November 5, 2014. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Bryant & Stratton College, Nursing Program Akron

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to Bryant & Stratton College, Nursing Program Akron. It was further moved that the Program submit progress reports to the Board on or before June 17, 2013 and January 17, 2014. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

University of Mount Union, Department of Nursing

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to University of Mount Union, Department of Nursing (BSN) in Alliance. It was further moved that the Program submit progress reports to the Board on or before March 4, 2014, September 24, 2014, September 24, 2015, and September 23, 2016. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Nursing Education Programs – Determination of Approval Status

The College of Mount St. Joseph Master of Science in Nursing (MSN) Program

Action: It was moved by Rhonda Barkheimer, seconded by Lisa Klenke, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to The College of Mount St. Joseph Master of Science in Nursing (MSN) Program in Cincinnati for a period of five years effective September 20, 2012. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Beckfield College Practical Nursing Program

Action: It was moved by Roberta Stokes, seconded by J. Jane McFee, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Beckfield College Practical Nursing Program in Cincinnati for a period of five years effective September 20, 2012. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Practical Nurse Program of Canton City Schools

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to the Practical Nurse Program of Canton City Schools for a period of five years effective September 20, 2012. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Fortis College Nursing Program

Action: It was moved by Rhonda Barkheimer, seconded by Lisa Klenke, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Fortis College Nursing Program (RN) in Westerville for a period of five years effective September 20, 2012. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Galen College of Nursing, Associate of Science in Nursing Program

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board continue Full approval, in accordance with Rule 4723-5-04, OAC, of Galen College of Nursing, Associate of Science in Nursing Program in Cincinnati until May 2014. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Nursing Education Program Requests

Hamrick School of Practical Nursing

Action: It was moved by J. Jane McFee, seconded by Tracy Ruegg, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Hamrick School of Practical Nursing in Medina. I further move that the Program submit progress reports to the Board on or before August 15, 2013, and December 5, 2013. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Fortis College Practical Nursing Program (Cuyahoga Falls)

Action: It was moved by Tracy Ruegg, seconded by Roberta Stokes, that the Board approve, in accordance with Rule 4723-5-16, OAC, the curriculum revision

submitted by Fortis College Practical Nursing Program in Cuyahoga Falls. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Fortis College Associate Degree in Nursing Program (Cuyahoga Falls)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board approve, in accordance with Rule 4723-5-16, OAC, the curriculum revision submitted by Fortis College Associate Degree in Nursing Program in Cuyahoga Falls. Motion adopted by majority vote of the Board members with Janet Arwood abstaining.

Approval of Training programs

DCI Portsmouth Dialysis Training Program

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that the Board reapprove, in accordance with Rule 4723-23-07, OAC, DCI Portsmouth Dialysis Training Program for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

Arden Courts-Westlake Medication Aide Training Program

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board reapprove, in accordance with Rule 4723-27-07, OAC, Arden Courts-Westlake Medication Aide Training Program for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

Arden Courts-Bath Medication Aide Training Program

Action: It was moved by Janet Arwood, seconded by Lisa Klenke, that the Board reapprove in accordance with Rule 4723-27-07, OAC, Arden Courts-Bath Medication Aide Training Program for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

DaVita Ohio Hemodialysis Technician Training Program (Westerville)

Action: It was moved by Susan Morano, seconded by Roberta Stokes, that the Board approve in accordance with Rule 4723-23-07, OAC, DaVita Ohio Hemodialysis Technician Training Program in Westerville for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

DaVita Ohio Hemodialysis Technician Training Program (Lebanon)

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that the Board approve in accordance with Rule 4723-23-07, OAC, DaVita Ohio Hemodialysis Technician Training Program in Lebanon for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

Fresenius Medical Care-Mansfield

Action: It was moved by Rhonda Barkheimer, seconded by Lisa Klenke, that the Board approve in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Mansfield as a dialysis technician training program for a period of two years effective September 20, 2012. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

Fresenius Medical Care-Cortland

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board approve in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Cortland as a dialysis technician training program for a period of two years effective September 20, 2012. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

Fresenius Medical Care-Dayton

Action: It was moved by Roberta Stokes, seconded by J. Jane McFee, that the Board approve in accordance with Rule 4723-23-07, OAC, Fresenius Medical Care-Dayton as a dialysis technician training program for a period of two years effective September 20, 2012. Motion adopted by majority vote of the Board members with Maryam Lyon abstaining.

The Christ College of Nursing and Health Sciences Community Health Worker Program

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that the Board approve in accordance with Rule 4723-26-14, OAC, The Christ College of Nursing and Health Sciences Community Health Worker Program for a period of two years effective September 20, 2012. Motion adopted by unanimous vote of the Board.

Retroactive Approval for Licensees and Certificate Holders

Action: It was moved by J. Jane McFee, seconded by Rhonda Barkheimer, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary work permits, initially issued by the Board July 1, 2012 through August 24, 2012, to the following: registered nurses; licensed practical nurses; certificates of authority to certified registered nurse anesthetists, certified nurse-midwives, certified nurse practitioners, and clinical nurse specialists; all certificates to prescribe (CTP and CTP-externship); Ohio certified dialysis technicians; temporary dialysis technician certificates; community health workers; and certified medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board.

ADJUDICATION AND COMPLIANCE

On Thursday, September 20, 2012, Beverly Clayton and her attorney, Steven Sindell, Esq., addressed the Board regarding the Report and Recommendation involving Ms. Clayton. Henry Appel, AAG, responded.

Tiffany Lively and her attorney, Jim McGovern, Esq., addressed the Board regarding the Report and Recommendation involving Ms. Lively. Henry Appel, AAG, responded.

Dana Liss and her attorney, Beth Collis, Esq., addressed the Board regarding the Report and Recommendation involving Ms. Liss. Charissa Payer, AAG, responded.

Charissa Payer, AAG, addressed the Board regarding the Report and Recommendation for Leslee Anne Evans. Leslee Anne Evans' attorney, G. Brenda Coey, Esq, responded.

On Friday, September 21, 2012, Bertha Lovelace requested that each voting Board member verify that they reviewed in depth all materials by saying "yes" or "no" and that any Board member who had not reviewed the materials refrain from participating in the adjudication of any matter.

Lisa Klenke was absent for deliberation on Thursday, September 20, 2012, and for voting on disciplinary cases on Friday, September 21, 2012.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

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

Valentine, Yvette M., R.N. 263444, P.N. 087356 (CASE #11-1909); Weiner, Crystal K., P.N. 138727 (CASE #12-1856); Hayes, Jessica, R.N. 337456, P.N. 120988 (CASE #09-3169); Bair, Angela J., R.N. 285600 (CASE #11-4995); DeWine, Amy M, R.N. 324423 (CASE #10-1484); Gawell, Shannon E., P.N. 076693 (CASE #12-1799); Wennerstrom, Janice N., R.N. 334041 (CASE #11-4020); Diemer, Michaela J., P.N. 110779 (CASE #12-2774); Lancaster, Sharon L., R.N. 338211 (CASE #12-3660); Spradlin, Tyler N., R.N. 340553 (CASE #12-3508); Stacklin, Jocelyn S., R.N. 362869 (CASE #11-3227); Harman, Jennifer L., P.N. 137283 (CASE #11-3496); Gartee, Anne E., R.N. 339540 (CASE #11-5147); Race, Ralph D., R.N. 311332 (CASE #12-3359); Greynolds, Karen D., P.N. 125674 (CASE #12-2159); Dais, Brandon D., P.N. 142522 (CASE #12-3534); Ferron, Valerie M., R.N. 354632 (CASE #11-4588); Hurst, Amy J., P.N. 101498 (CASE #12-3028); Davis, Bethany A., R.N. 326963 (CASE #11-4722); Bell, Jason E., R.N. 273956 (CASE #12-0081); Holyak, John B., R.N. 340881 (CASE #12-0603); Honey, Susan A., R.N. 293804 (CASE #12-1554); Perry, Chad A., R.N. 315589 (CASE #12-0042); Carlone, Christine M., P.N. 139787 (CASE #12-2182); Everett, Jr., Charles M., P.N. 131233 (CASE #11-4978); Kruger, Timothy B., R.N. 291415 (CASE #10-0981); Jones, Trevor N., P.N. 115442 (CASE #12-2144); Greenfield, Melissa L., P.N. 096718 (CASE #12-3017); Baker, Linda, R.N. 128963 (CASE #10-3070); Schwaben, Kathy J., R.N. 269162 (CASE #12-2829); Gifford, Cheri A., R.N. 296226 (CASE #12-1814); Deel, Tracy M., R.N. 312633, P.N. 099852 (CASE #12-0978); Windham, Tyshawna B., R.N. 324343 (CASE #11-0919); Casey, Heather R., R.N. 305430, P.N. 106895 (CASE #12-1285); Helle, Eric L., R.N. 260410 (CASE #11-4695); Garrison, Angelina, R.N. 313074, P.N. 104704 (CASE #11-3750);

Brewer, Alisha N., R.N. 326202 (CASE #11-4136); Brown, Kimberly L., P.N. 103186 (CASE #11-4101); Fortunato, Michelle L., R.N. 250501 (CASE #12-3620); Hatfield, Jola F., R.N. 194571 (CASE #11-1917); Quinnie, Carolyn J., R.N. 175681 (CASE #12-3026); Lowe, Teresa L., P.N. 099867 (CASE #11-5603); Robertson, Garrett L., R.N. 349725 (CASE #12-4023); Schreckengost, Terry J., P.N. 089047 (CASE #12-2042); Starr, Debra L., P.N. 134294 (CASE #12-3511); Scott, Tamara M., P.N. 087359 (CASE #11-3795); Heid, Kayla B., R.N. 369573 (CASE #11-3223); Stowers, Diane L., R.N. 220708 (CASE #11-4590); Boserman, Scott E., P.N. 114990 (CASE #11-5326); Dalton, Rebecca L., P.N. NCLEX (CASE #12-1455); Lowery, Nicole L., R.N. 350582 (CASE #12-3025); Hale, Lori A., R.N. 329555 (CASE #11-1952); McGee, Bobbie S., P.N. 100506 (CASE #11-0224); Gash, Erica M., R.N. 380636 (CASE #12-2653); Dunn, Steven S., R.N. 259720 (CASE #12-2330); Cannon, Jill M., P.N. NCLEX (CASE #12-0417); Zapola-Castellano, Mary E., R.N. 275302 (CASE #11-2353); Vollman, Lindsay M., R.N. 326037 (CASE #12-1357); Jones, Kristy L., P.N. 110635 (CASE #12-2884); Preston, Michael W., R.N. 355078, P.N. 102426 (CASE #12-3567); Groover, Sharri L., R.N. 273686 (CASE #12-0198); Marino, M. Kathleen, R.N. 158021 (CASE #12-1320); and Manzano, Ronald C., R.N. 178946 (CASE #12-1359).

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

Complete copies of the Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2012 Board Meeting.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Buford, Rachel N., R.N. 335484 (CASE #11-2038); Koppitch, Jack E., R.N. 283308 (CASE #11-4782); Oyster, Karen S., R.N. 154468 (CASE #11-5047); Rieger, Tracey L., R.N. 203062 (CASE #11-3211); Haselow, Sandra A., R.N. 244279 (CASE #12-0805); and Syroka, Kristy M., R.N. 342707 (CASE #12-0512).

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

Complete copies of the Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2012 Board Meeting.

AUTOMATIC SUSPENSIONS AND NOTICES FOR OPPORTUNITY

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

Kirschbaum, Traci A., R.N. 259419 (CASE #12-2637); Bayless, Jennifer L., P.N. 109655 (CASE #12-2001); Beauchamp, Amy L., R.N. 333010 (CASE #12-2937); Yanke, Gordon C., P.N. 116001 (CASE #12-3899); Smith, Courtney M., P.N. 111964 (CASE #12-3913); Andy, Channon L., P.N. 096929 (CASE #12-2985); Barre, Melissa J., R.N. 337791 (CASE #12-3151); Ragle, Tracy R., R.N. 309832 (CASE #12-2597); Hughes, Christina M., R.N. 339427 (CASE #12-4031); Thompson Jr., Robert C., P.N. 112978 (CASE #12-3107); Endicott, Jamie L., R.N. 322111 (CASE #12-2990); Martin, Amanda K., P.N. 124685 (CASE #12-3689); Riffle-Roderus, Amber D., R.N. 276054 (CASE #12-3683); Sandy, Pamela J., R.N. 235193 (CASE #12-3497); Wilson, Tangie R., P.N. 144237 (CASE #12-0064); Masselli, Vivian L., R.N. 265502 (CASE #12-3703); Sowders, Tania M., P.N. 113562 (CASE #12-4090); Galaviz, Jessica L., R.N. 246757 (CASE #12-3445); and West, Geoffrey W., R.N. 324004 (CASE #12-2476).

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

Complete copies of the Automatic Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2012 Board Meeting.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

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

Kindel, Lynda A., P.N. 087831 (CASE #12-0075); Crouch, Julie A., P.N. 126779 (CASE #12-0016); Humphrey, Coleen P., R.N. 304935 (CASE #12-3735); Neatrour, Renee C., P.N. 139471 (CASE #11-4117); ODell, Jami, R.N. 348007 (CASE #12-3529); Roch, Christopher J., P.N. 127238 (CASE #12-3666); Mara, Angela N., P.N. 133178 (CASE #10-0959); Harvey-Trushel, Carol L., R.N. 184149 (CASE #11-5233); Hurst, Amy E., P.N. 122860 (CASE #11-4887); Kidd, Karen L., R.N. 363941, P.N. 118012 (CASE #12-3551); Polichena, Joseph J., P.N. 144153 (CASE #12-1722); Truett, Kara N., P.N. 111891 (CASE #12-3550); and Rose, Lisa M., P.N. 103023 (CASE #12-0412).

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

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

Complete copies of the Post Immediate Suspensions and Notices of Opportunity for Hearing shall be maintained in the exhibit book for the September 2012 Board Meeting.

SURRENDERS

Permanent Voluntary Surrender

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

Lowther, Wanda K., R.N. 318469 (CASE #12-3153); Anastasio, Jill M., R.N. 197308 (CASE #12-4231); Randleman, Tierra L., P.N. 130760 (CASE #12-2991); Palmlund, Heather A., R.N. 299735 (CASE #11-0124); Kilby, Mary K., R.N. 173972 (CASE #11-0950); and Williams, Kathryn E., R.N. 317241 (CASE #11-0888).

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

Complete copies of the Permanent Voluntary Surrenders shall be maintained in the exhibit book for the September 2012 Board Meeting.

CONSENT AGREEMENTS

Action: It was moved by J. Jane McFee, seconded by Melissa Meyer, that the Board approve the Consent Agreements for violations of Chapter 4723. ORC entered into by and between the Board in the following case(s):

Solomon, Jacklyn S., P.N. NCLEX (CASE #11-4759); Steiner, Denise R., P.N. 126039 (CASE #12-2874); Wegerzyn, Heather R., P.N. 136566 (CASE #12-3706); Kessler, Ashley M., R.N. 281061 (CASE #12-3657); Everett, Ashley M., R.N. 350618 (CASE #11-3148); Gartrell, Pamela J., R.N. 264501 (CASE #12-3687); Mooney, James T., R.N. 367970 (CASE #12-1371); Campbell, Mary C., P.N. 099161 (CASE #12-1849); Boncser, Lisa M., R.N. 267869 (CASE #10-4824); East, Yvonne B., R.N. 214300 (CASE #12-3682); Gemma, Christopher, P.N. 120932 (CASE #12-3686); Ooten, Stacia D., R.N. NCLEX (CASE #12-2029); Toth, Stacy A., P.N. 101646 (CASE #11-1477); Sparks, Keisha M., R.N. 327264, P.N. 117726 (CASE #11-2457); Lett (Halleck), Pamela L., P.N. 122750

(CASE #11-1160); Pennington, Stacey M., P.N. 124565 (CASE #12-1257); Soehnen, Jessica L., P.N. 130187 (CASE #12-3665); Polachek, Peggy, R.N. 286422 (CASE #09-2945); Martin, Holly R., R.N. NCLEX, D.T. 01078 (CASE #12-2176); Norris, Kathy E., R.N. 343627 (CASE #09-0520); Moeritz, April D., P.N. 123898 (CASE #09-4436); Tanner, Christina R., P.N. 114472 (CASE #09-1005); Sperry, Jennifer, R.N. 333252 (CASE #11-2973); Downs, Mary B., P.N. 130375 (CASE #11-4916); Kerston, Jami S., R.N. 179196 (CASE #12-1836); Conwell, Letra Z., R.N. 362439 (CASE #11-4208); Estadt, Elizabeth C., R.N. 296569 (CASE #11-3386); Wilson, Sara L., R.N. 281783 (CASE #12-2735); Anderson, Kimberly R., R.N. 235868 (CASE #11-3170); Davis, Carrie A., P.N. 111779 (CASE #09-3177); Medrano, Marlina A., P.N. 118199 (CASE #11-2543); Pierce, Amy B., P.N. 117089 (CASE #12-1486); Dietz, Amy, R.N. 184156 (CASE #12-1780); Schrantz, Susan W., R.N. 170742 (CASE #11-1008); Bullen, Dennis, R.N. 204525, NA 02041 (CASE #11-1042); Mikula, Sarah, P.N. 119601 (CASE #12-2633); Madigan, Debra A., R.N. 230278 (CASE #12-3560); Salwan, Jessica J., R.N. 366969, P.N. 110758 (CASE #10-4925); Goetz, Lauren M., R.N. 141810, NM 01311, RX 01311 (CASE #11-2620); Veon, Luke D., P.N. 135205 (CASE #11-2941); Hoffman, Kristina L., R.N. 323649 (CASE #12-0299); Mason, Deanna J., P.N. 104108 (CASE #12-0089); Baker, Grace A., P.N. 062219 (CASE #12-0154); Abbott, Amanda J., R.N. 353314 (CASE #11-4805); Click, Vada L., P.N. 089017 (CASE #09-5315); Byerly, John C., R.N. 319420 (CASE #12-0224); Hess, Pamela C., R.N. 221544 (CASE #11-3771); Russell, Rebecca L., P.N. 102179 (CASE #11-4988); Schaefer, Nicole M., R.N. 261251 (CASE #12-0584); Bonecutter, Jr., Gregory A., R.N. 315029 (CASE #11-0525); Nicely, Douglas E., P.N. 102700 (CASE #12-3267); Robinson, Stephanie A., P.N. 095662 (CASE #11-5227); Sabecki, Shelly N., R.N. 327714 (CASE #11-2372); Shambarger, Jeffrey J., P.N. 106781 (CASE #12-3217); Edgeworth, Bonita A., R.N. 312644 (CASE #12-4440); Middleton, Diane LI, R.N. 272117 (CASE #12-4441); Webster, Vickie A., R.N. 250293 (CASE #11-2513); Morrison, Kathleen A., R.N. 265618 (CASE #11-0074); Aubrey, Tiffany L., P.N. 112171 (CASE #11-2621); Carpenter, Anthony S., R.N. 375158, P.N. 115233 (CASE #12-1248); Brown, Annette M., R.N. 222003 (CASE #12-1515); Lawson, Joe Ann A., R.N. 153003 (CASE #12-0791); Mayle, Karey A., R.N. NCLEX, P.N. 101360 (CASE #12-3323); Atkins, Marsha, R.N. 303895, NM 07211 (CASE #11-3337); Gilbert, Deborah S., P.N. 102993 (CASE #12-3878); Keene, Darlene J., R.N. 289456 (CASE #12-4124); Mullen, Karen E., R.N. 259485 (CASE #12-3684); Kotkovskaya, Larisa, R.N. 327532 (CASE #12-3146); Williams, Ginette M., R.N. 274052 (CASE #12-4695); Cimilluca, Karen S., R.N. 165554, NA 03757 (CASE #12-4391); and Martin, Nicole S., P.N. 121507 (CASE #11-0150).

Judith Church and Maryam Lyon abstained from voting on all cases. Tracy Ruegg abstained from voting on Estadt, Elizabeth C., R.N. 296569 (CASE #11-3386) and Middleton, Diane LI, R.N. 272117 (CASE #12-4441) only.

Janet Arwood voted no on Dietz, Amy, R.N. 184156 (CASE #12-1780) only. Susan Morano voted no on Brown, Annette M., R.N. 222003 (CASE #12-1515) only. Tracy voted no on Martin, Holly R., R.N. NCLEX, D.T. 01078 (CASE #12-

2176) and Davis, Carrie A., P.N. 111779 (CASE #09-3177) only.

Motion adopted by majority vote of the Board members.

Complete copies of the Consent Agreements shall be maintained in the exhibit book for the September 2012 Board Meeting.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Evans, Leslee A., P.N. 099148 (CASE #10-3278)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that the Board accept all of the Findings of Fact, but reject in part the Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **LESLEE EVANS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below and following reinstatement **MS. EVANS's** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two and one-half (2½) years and the **temporary practice restrictions** set forth below.

The rationale for the disapproval is the following:

Regarding the Conclusions of Law, the Board accepts all of the Conclusions with the exception of that related to Rule 4723-4-04(B), OAC. The Board in its expertise has determined there is reliable, probative, and substantial evidence that Ms. Evans violated Rule 4723-4-04(B), OAC. **MS. EVANS** failed to maintain current knowledge of the duties, responsibilities, and accountabilities for safe nursing care in that **MS. EVANS** failed to demonstrate competence in basic life support measures in her care of an unresponsive pediatric patient. See paragraph four and paragraph nine of the Hearing Examiner's Conclusions of Law.

The rationale for the modification is the following:

With regard to the Recommendation, **MS. EVANS** failed to demonstrate knowledge and competence in basic nursing care requirements and failed to practice safe nursing care with her pediatric patient. Further, **MS. EVANS** has not demonstrated that she is remorseful or takes responsibility for her failure to provide safe nursing care. **MS. EVANS** requires education and remediation before the public can be assured that she is capable of returning to nursing practice. In addition, because the Board has imposed a six (6) month suspension with conditions that must be met prior to reinstatement, the probationary monitoring period has been reduced by six (6) months to give **MS. EVANS** credit for that period of time.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EVANS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EVANS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. EVANS** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to requesting reinstatement by the Board, MS. EVANS** shall complete and submit satisfactory documentation of her successful completion of the following continuing education approved in advance by the Board: five (5) hours of Documentation; thirty (30) hours of Critical Thinking; and fifteen (15) hours of Patient Assessment.

Reporting Requirements of MS. EVANS

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

12. **Upon request by the Board or its designee, MS. EVANS** shall complete a nurse refresher course approved in advance by the Board.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. EVANS's license shall be subject to the following probationary terms, conditions, and limitations for not less than two and one-half (2½) years.

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

Employment Conditions

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

Reporting Requirements of MS. EVANS

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

7. **MS. EVANS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. EVANS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. EVANS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. EVANS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. EVANS** 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. EVANS 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. EVANS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Action: It was moved by Melissa Meyer, seconded by Susan Morano, that the Board withdraw the original motion for Evans, Leslee A., P.N. 099148 (CASE #10-3278). Motion adopted by majority vote of the Board members with Judith Church abstaining.

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact, but reject in part the Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and ordered that **LESLEE EVANS's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below and following reinstatement **MS. EVANS's** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two and one-half (2½) years and the **temporary practice restrictions** set forth below.

The rationale for the disapproval is the following:

Regarding the Conclusions of Law, the Board accepts all of the Conclusions with the exception of that related to Rule 4723-4-04(B), OAC. The Board in its expertise has determined there is a preponderance of evidence that Ms. Evans violated Rule 4723-4-04(B), OAC. **MS. EVANS** failed to maintain current knowledge of the duties, responsibilities, and accountabilities for safe nursing care in that **MS. EVANS** failed to demonstrate competence in basic life support measures in her care of an unresponsive pediatric patient. See paragraph four and paragraph nine of the Hearing Examiner's Conclusions of Law.

The rationale for the modification is the following:

With regard to the Recommendation, **MS. EVANS** failed to demonstrate knowledge and competence in basic nursing care requirements and failed to practice safe nursing care with her pediatric patient. Further, **MS. EVANS** has

not demonstrated that she is remorseful or takes responsibility for her failure to provide safe nursing care. **MS. EVANS** requires education and remediation before the public can be assured that she is capable of returning to nursing practice. In addition, because the Board has imposed a six (6) month suspension with conditions that must be met prior to reinstatement, the probationary monitoring period has been reduced by six (6) months to give **MS. EVANS** credit for that period of time.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EVANS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EVANS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. EVANS** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
4. **Prior to requesting reinstatement by the Board, MS. EVANS** shall complete and submit satisfactory documentation of her successful completion of the following continuing education approved in advance by the Board: five (5) hours of Documentation; thirty (30) hours of Critical Thinking; and fifteen (15) hours of Patient Assessment.

Reporting Requirements of MS. EVANS

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

9. **MS. EVANS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. EVANS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. EVANS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
12. **Upon request by the Board or its designee, MS. EVANS** shall complete a nurse refresher course approved in advance by the Board.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. EVANS's license shall be subject to the following probationary terms, conditions, and limitations for not less than two and one-half (2½) years.

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

Employment Conditions

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

Reporting Requirements of MS. EVANS

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Stewart, Leigh A., R.N. 201293 (CASE #11-3493)

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **LEIGH STEWART's** application for licensure renewal as a registered nurse be denied and that **LEIGH STEWART's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than six (6) months with the conditions for reinstatement set forth below and following reinstatement **MS. STEWART's** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year and the **temporary practice restrictions** set forth below.

The rationale for the modification is the following:

The Board has determined that **MS. STEWART** should not be prohibited from working in unsupervised settings including home health and hospice, if she successfully completes the reinstatement terms and the terms and conditions of the probationary period.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

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

Reporting Requirements of MS. STEWART

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

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

DURATION

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

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

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

Monitoring

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

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

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

Reporting Requirements of MS. STEWART

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

Temporary Practice Restrictions

MS. STEWART shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or

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

MS. STEWART shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, 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. STEWART's suspension shall be lifted and MS. STEWART's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. STEWART** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. STEWART** via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. STEWART** may request a hearing regarding the charges.

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Clayton, Beverly C., R.N. 207605, NP 11218 (CASE #09-4548)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **BEVERLY CLAYTON's** license to practice nursing as a registered nurse and certificate of authority to practice as a certified nurse practitioner in the State of Ohio be suspended for an indefinite period of time but not less than one (1) year, with the conditions for reinstatement set forth

below, and following reinstatement, **MS. CLAYTON's** license and certificate be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **temporary practice restrictions** set forth below. Further, in accordance with Section 4723.47(B), Ohio Revised Code, **MS. CLAYTON's** certificate to prescribe is automatically suspended.

The rationale for the modification is the following:

The Board has determined that **MS. CLAYTON** should not be permanently prohibited from working in home health, hospice, or as an agency nurse or supervisor if she successfully completes the reinstatement terms, which include an evaluation of **MS. CLAYTON's** practice deficiencies by a Board approved nursing educator and completion of a remediation plan, and is subject to Board monitoring under the terms, conditions, and practice restrictions imposed during the probationary period.

The Board has determined that the additional probationary terms, conditions, and limitations including but not limited to quarterly reports from **MS. CLAYTON's** employer and collaborating physicians are required for effective monitoring and to determine if **MS. CLAYTON** is practicing safe nursing care during the probationary period.

The Board moved that the record in this matter reflect that although the State's expert witness, Lisa Klenke, was appointed by the Governor to this Board in July 2012, after the hearing had concluded, the Board has not given any deferential regard, or heightened weight, to Ms. Klenke's testimony, and accepts that testimony only to the extent it was incorporated in the Findings of Fact and Conclusions of Law made by the Hearing Examiner.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. CLAYTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. CLAYTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to reinstatement, MS. CLAYTON** shall obtain an assessment from a nursing educator who is approved in advance by the Board. The nursing educator must have no less than a master's degree and be affiliated with a nursing educational program. **MS. CLAYTON** shall have the nursing educator provide the Board with a written report of an assessment of **MS. CLAYTON**, which identifies **MS. CLAYTON's** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. CLAYTON** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing. **MS. CLAYTON** shall submit to any nursing skills or knowledge assessments required by the educator. **MS. CLAYTON** shall also execute releases

prior to the assessment to permit the nursing educator to obtain any information deemed appropriate and necessary for the assessment. Following the assessment, **MS. CLAYTON** shall have the nursing educator provide the Board with a copy of a learning plan developed by the educator for **MS. CLAYTON** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. CLAYTON** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the nursing educator and shall identify the time frame during which **MS. CLAYTON** shall complete such learning plan. **MS. CLAYTON** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. Furthermore, the nursing educator shall provide to the Board a written opinion as to whether **MS. CLAYTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

Reporting Requirements of MS. CLAYTON

4. **MS. CLAYTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
5. **MS. CLAYTON** 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.
6. **MS. CLAYTON** 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.
7. **MS. CLAYTON** 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.
8. **MS. CLAYTON** 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.
9. **MS. CLAYTON** shall verify that the reports and documentation required by this Order are received in the Board office.
10. **MS. CLAYTON** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.
11. **Upon request by the Board or its designee, MS. CLAYTON** shall complete a nurse refresher course approved in advance by the Board.

DURATION

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

Following reinstatement, the suspension shall be stayed and MS. CLAYTON's license shall be subject to the following probationary terms, conditions, and limitations for not less than two (2) years.

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

Employment Conditions

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

Reporting Requirements of MS. CLAYTON

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

6. **MS. CLAYTON** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. CLAYTON** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. CLAYTON** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. CLAYTON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. CLAYTON** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. CLAYTON** 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. CLAYTON shall not practice nursing as a registered nurse or certified nurse practitioner (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) or as a volunteer.

MS. CLAYTON 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. CLAYTON's suspension shall be lifted and MS. CLAYTON's license to practice nursing as a registered nurse and certificate of authority to practice as a certified nurse practitioner will be automatically suspended if it appears to the Board that **MS. CLAYTON** has violated or breached any terms or conditions of this Order. Following the automatic

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lively, Tiffany E., R.N. NCLEX, P.N. 130148 (CASE #11-0663)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **TIFFINY LIVELY'S** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than six (6) months and following reinstatement **MS. LIVELY'S** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the temporary practice restrictions set forth below. The Board further moved that **TIFFINY LIVELY'S** application for licensure by examination to practice nursing as a registered nurse in the State of Ohio be denied and that **MS. LIVELY** may re-submit an application after she has successfully completed the probationary terms of the Board's Order.

The rationale for the modification is the following:

The Board has determined that **MS. LIVELY'S** actions were not intentionally planned to harm Patient #1, rather, **MS. LIVELY'S** behavior appears to have been an instant reaction to a stressful situation. **MS. LIVELY** has also expressed remorse and expressed a willingness to take steps to address her actions.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MS. LIVELY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. LIVELY** shall complete and submit satisfactory documentation of her successful completion of the following continuing education approved in advance by the Board: five (5) hours of Patient Rights; five (5) hours of Ethics; five (5) hours of Dealing with Dementia Patients; five (5) hours of Law and Rules; ten (10) hours of Crisis Intervention; and fifteen (15) hours of Anger Management.
4. **Prior to requesting reinstatement by the Board, MS. LIVELY** shall, at her own expense, obtain a psychiatric evaluation by a Board approved psychiatrist and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. LIVELY** shall provide the psychiatrist with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MS. LIVELY** shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LIVELY's** license, and a statement as to whether **MS. LIVELY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **MS. LIVELY** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released.

Reporting Requirements of MS. LIVELY

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

10. **MS. LIVELY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. LIVELY** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. LIVELY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.
13. **Upon request by the Board or its designee, MS. LIVELY** shall complete a nurse refresher course approved in advance by the Board.

DURATION

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

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

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

Employment Conditions

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

Reporting Requirements of MS. LIVELY

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Liss, Dana J., R.N. 263550 (CASE #11-0419)

Action: It was moved by J. Jane McFee, seconded by Susan Morano, that Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and ordered that **DANA LISS's** license to practice nursing as a registered nurse in the State of Ohio be Permanently Revoked.

The rationale for the modification is the following:

MS. LISS has had numerous Board actions since 2001, and has failed to demonstrate that she can maintain sobriety or comply with the conditions and requirements imposed by the Board. The Board has given **MS. LISS** ample opportunities to continue to practice nursing in the State of Ohio. The Board's mission of public safety requires that **MS. LISS** be prohibited from the practice of nursing permanently.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

BOARD HEARING COMMITTEE PANEL

Mathias, Benee A., P.N. 112582 (CASE #11-1622)

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that the Board accept all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and ordered that **BENEE MATHIAS'S** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below and following reinstatement **MS. MATHIAS's** license be subject to the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **temporary practice** and **temporary narcotic restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MATHIAS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MATHIAS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. MATHIAS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MATHIAS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MATHIAS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MATHIAS** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. MATHIAS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: five (5) hours of Substance Abuse and Nurses, ten (10) hours of Ethics, and two (2) hours of Ohio Laws and Rules.

Monitoring

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

Reporting Requirements of MS. MATHIAS

1. **MS. MATHIAS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
2. **MS. MATHIAS** 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. MATHIAS** 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. MATHIAS** 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. MATHIAS** 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. MATHIAS** shall verify that the reports and documentation required by this Order are received in the Board office.
7. **MS. MATHIAS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

10. **MS. MATHIAS** 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. MATHIAS's** history. **MS. MATHIAS** shall self-administer prescribed drugs only in the manner prescribed.
11. **MS. MATHIAS** shall abstain completely from the use of alcohol or any products containing alcohol.
12. During the probationary period, **MS. MATHIAS** 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. MATHIAS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MATHIAS's** history.
13. **MS. MATHIAS** 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. MATHIAS** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MS. MATHIAS

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Caetta (Boal), Shawn M., R.N. NCLEX (CASE #11-3477)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that the Board accepted all of the Findings of Fact and Conclusions of the Board Hearing Committee, and the Recommendation in the Board Hearing Committee's Report and Recommendation, and ordered that **SHAWN CAETTA** be authorized to take the NCLEX-RN examination; and upon passing the examination, **SHAWN CAETTA** be granted a license to practice nursing as a registered nurse, which license shall be suspended for a minimum period of three months, with the conditions for reinstatement set forth below, and following reinstatement **MR. CAETTA's** license be subject to the probationary terms, conditions, and limitations set forth below for not less than one (1) year and the temporary practice restrictions set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. CAETTA** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. CAETTA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MR. CAETTA** shall submit documentation of his successful completion of the terms and conditions imposed by the Summit County Court of Common Pleas in Case Number CR 10 06 1610.
4. **Prior to requesting reinstatement by the Board, MR. CAETTA** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. CAETTA**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. CAETTA's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
5. **Prior to requesting reinstatement by the Board, MR. CAETTA** shall pay a fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
6. **Prior to requesting reinstatement by the Board, MR. CAETTA** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules and five (5) hours of Substance Abuse.

Monitoring

7. **MR. CAETTA** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. CAETTA's** history. **MR. CAETTA** shall self-administer the prescribed drugs only in the manner prescribed.
8. **MR. CAETTA** shall abstain completely from the use of alcohol or any products containing alcohol.
9. **Prior to requesting reinstatement by the Board, MR. CAETTA** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board

- with complete documentation of this evaluation. Prior to the evaluation, **MR. CAETTA** shall provide the chemical dependency professional with a copy of this Order and the Notice of Opportunity for Hearing. Further, **MR. CAETTA** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. CAETTA's** license, and a statement as to whether **MR. CAETTA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
10. **MR. CAETTA** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. CAETTA's** license.
 11. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement, MR. CAETTA** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. CAETTA's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. CAETTA** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. CAETTA's** history.
 12. Within thirty (30) days prior to **MR. CAETTA** initiating drug screening, **MR. CAETTA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. CAETTA**.
 13. After initiating drug screening, **MR. CAETTA** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. CAETTA** shall notify the Board of

any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

Reporting Requirements of MR. CAETTA

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

DURATION

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

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

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

2. **MR. CAETTA** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

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

Treating Practitioners and Reporting

6. Within sixty (60) days of the execution of the probationary period, **MR. CAETTA** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MR. CAETTA** 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.
7. **MR. CAETTA** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. CAETTA** throughout the duration of this Order.
8. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. CAETTA** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MR. CAETTA

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

NO REQUEST FOR HEARING

Garrison, Karen L., R.N. 328473 (CASE #11-1635)

Action: It was moved by Maraym Lyon, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **KAREN LYNN GARRISON** in

the September 23, 2011 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. GARRISON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. GARRISON's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than eighteen (18) months with the conditions for reinstatement set forth below, and that following reinstatement, **MS. GARRISON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. GARRISON** 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. GARRISON's** history. **MS. GARRISON** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. GARRISON** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. GARRISON** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. GARRISON** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity

- for Hearing. Further, **MS. GARRISON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. GARRISON's** license, and a statement as to whether **MS. GARRISON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. GARRISON** 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. GARRISON's** license.
 8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. GARRISON** 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. GARRISON'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. GARRISON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GARRISON's** history.
 9. Within thirty (30) days prior to **MS. GARRISON** initiating drug screening, **MS. GARRISON** 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. GARRISON**.
 10. After initiating drug screening, **MS. GARRISON** 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. GARRISON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. GARRISON** 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. GARRISON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. GARRISON

12. **MS. GARRISON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. GARRISON** 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. GARRISON** 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. GARRISON** 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. GARRISON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. GARRISON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. GARRISON** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Reporting Requirements of MS. GARRISON

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Gray, Nathaniel T., R.N. 336429 (CASE #10-2990)

Action: It was moved by Janet Arwood, seconded by J. Jane McFee, that upon consideration of the charges stated against **NATHANIEL THOMAS GRAY** in the March 16, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. GRAY** 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 **MR. GRAY's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. GRAY's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

3. **Prior to requesting reinstatement by the Board, MR. GRAY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. GRAY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. GRAY's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. GRAY** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MR. GRAY** shall submit documentation of his full compliance with the terms and conditions imposed by the Lucas County Court of Common Pleas in Case Number G-4801-CR-0201102618-000.

Monitoring

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

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

Reporting Requirements of MR. GRAY

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

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MR. GRAY

11. **MR. GRAY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
12. **MR. GRAY** 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.
13. **MR. GRAY** 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. **MR. GRAY** 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. **MR. GRAY** 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.
16. **MR. GRAY** shall verify that the reports and documentation required by this Order are received in the Board office.
17. **MR. GRAY** 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.
18. Prior to working as a nurse, if requested by the Board or its designee, **MR. GRAY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Greene, Sherry M., P.N. 145335 (CASE #12-0125)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **SHERRY MARGARET GREENE** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. GREENE** 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. GREENE'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. GREENE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Practice Restrictions** set forth below.
REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

5. **If requested by the Board or its designee, MS. GREENE** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. GREENE** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. GREENE** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. GREENE's** license, and a statement as to whether **MS. GREENE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. GREENE** 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. GREENE's** license.

Reporting Requirements of MS. GREENE

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

13. **MS. GREENE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Employment Conditions

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

Reporting Requirements of MS. GREENE

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

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Krieger, Julie A., R.N. 227934 (CASE #11-2150)

Action: It was moved by Tracy Ruegg, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **JULIE ANNETTE KRIEGER** in the May 18, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. KRIEGER** 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. KRIEGER's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. KRIEGER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Monitoring

4. **MS. KRIEGER** 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. KRIEGER's** history. **MS. KRIEGER** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. KRIEGER** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. KRIEGER** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. KRIEGER** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. KRIEGER** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KRIEGER's** license, and a statement as to whether **MS. KRIEGER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. KRIEGER** 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. KRIEGER's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KRIEGER** 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. KRIEGER'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. KRIEGER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. KRIEGER's** history.
9. Within thirty (30) days prior to **MS. KRIEGER** initiating drug screening, **MS. KRIEGER** 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. KRIEGER**.
 10. After initiating drug screening, **MS. KRIEGER** 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. KRIEGER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. KRIEGER** 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. KRIEGER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 12. **Prior to requesting reinstatement by the Board, MS. KRIEGER** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. KRIEGER** shall provide the psychiatrist with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. KRIEGER's** license, and a statement as to whether **MS. KRIEGER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. KRIEGER

14. **MS. KRIEGER** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. KRIEGER** 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. KRIEGER** 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. KRIEGER** 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. KRIEGER** 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. KRIEGER** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. KRIEGER** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Reporting Requirements of MS. KRIEGER

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

Temporary Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Mahaley, Marlo, P.N. 139953 (CASE #12-0491)

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that upon consideration of the charges stated against **MARLO MAHALEY** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MAHALEY** 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. MAHALEY's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MAHALEY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **MS. MAHALEY** 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. MAHALEY's** history. **MS. MAHALEY** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. MAHALEY** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. MAHALEY** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. MAHALEY** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. MAHALEY** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MAHALEY's** license, and a statement as to whether **MS. MAHALEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. MAHALEY** 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. MAHALEY's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. MAHALEY** 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. MAHALEY'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. MAHALEY** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MAHALEY's** history.

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

Reporting Requirements of MS. MAHALEY

12. **MS. MAHALEY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. MAHALEY** 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. MAHALEY** 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. MAHALEY** 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. MAHALEY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

18. **MS. MAHALEY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

3. **MS. MAHALEY** 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. MAHALEY's** history. **MS. MAHALEY** shall self-administer prescribed drugs only in the manner prescribed.
4. **MS. MAHALEY** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MS. MAHALEY** 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. MAHALEY** shall be negative, except for substances

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

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

Reporting Requirements of MS. MAHALEY

12. **MS. MAHALEY** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. MAHALEY** 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. MAHALEY** 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. MAHALEY** 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. MAHALEY** 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. MAHALEY** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. MAHALEY** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, **MS. MAHALEY** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.
20. **Within a sixty (60) day period prior to submitting a request for release from the probationary terms, conditions and limitations of this Order, MS. MAHALEY** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MAHALEY**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MAHALEY's** criminal records check reports to the Board. A request for release from the probationary terms, conditions and limitations of this Order will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Miller, Charlotte E., R.N. 215859 (CASE #08-0510)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **CHARLOTTE E. MILLER** in

the March 17, 2008 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. MILLER** 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. MILLER's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. MILLER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. MILLER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MILLER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. MILLER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MILLER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. MILLER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. MILLER** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

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

7. **Prior to requesting reinstatement by the Board, MS. MILLER** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. MILLER** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. MILLER** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. MILLER's** license, and a statement as to whether **MS. MILLER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. MILLER** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. MILLER's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. MILLER** 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. MILLER'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. MILLER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. MILLER's** history.
10. Within thirty (30) days prior to **MS. MILLER** initiating drug screening, **MS. MILLER** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MS. MILLER**.
11. After initiating drug screening, **MS. MILLER** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to

additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MS. MILLER** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. MILLER** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MS. MILLER** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. MILLER

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

DURATION

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

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

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

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MS. MILLER

12. **MS. MILLER** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. MILLER** 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. MILLER** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. **MS. MILLER** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
16. **MS. MILLER** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

nature of the charges and automatic suspension of her license. Upon receipt of this notice, **MS. MILLER** may request a hearing regarding the charges.

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Seals, Rebecca M., R.N. 298345 (CASE #11-4766)

Action: It was moved by Bertha Lovelace, seconded by Susan Morano, that upon consideration of the charges stated against **REBECCA MICHELLE SEALS** in the May 18, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. SEALS** 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. SEALS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than five (5) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. SEALS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

BCII to submit **MS. SEALS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. SEALS** 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. SEALS's** history. **MS. SEALS** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. SEALS** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. SEALS** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. SEALS** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. SEALS** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SEALS's** license, and a statement as to whether **MS. SEALS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. SEALS** 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. SEALS's** license.
8. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SEALS** 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. SEALS'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. SEALS** shall be

- negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. SEALS's** history.
9. Within thirty (30) days prior to **MS. SEALS** initiating drug screening, **MS. SEALS** 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. SEALS**.
 10. After initiating drug screening, **MS. SEALS** 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. SEALS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of two (2) years immediately prior to requesting reinstatement, MS. SEALS** 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. SEALS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 12. **Prior to requesting reinstatement by the Board, MS. SEALS** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. SEALS** shall provide the psychiatrist with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. SEALS's** license, and a statement as to whether **MS. SEALS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 13. **MS. SEALS** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. SEALS's** license.

Reporting Requirements of MS. SEALS

14. **MS. SEALS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. SEALS** 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. SEALS** 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. SEALS** 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. SEALS** 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. SEALS** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. SEALS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Reporting Requirements of MS. SEALS

12. **MS. SEALS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. **MS. SEALS** 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. SEALS** 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. SEALS** 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. SEALS** 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. SEALS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. SEALS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Stormer-Washington, Gloria A., R.N. 319042 (CASE #11-0289)

Action: It was moved by Melissa Meyer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **GLORIA STORMER-WASHINGTON** in the March 18, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. STORMER-WASHINGTON** 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. STORMER-WASHINGTON's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. STORMER-WASHINGTON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. STORMER-WASHINGTON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. STORMER-WASHINGTON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. STORMER-WASHINGTON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. STORMER-WASHINGTON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. STORMER-WASHINGTON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. STORMER-WASHINGTON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the

“Treasurer, State of Ohio,” to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Educational Needs Assessment and Learning Plan

5. **Prior to requesting reinstatement by the Board, MS. STORMER-WASHINGTON** shall establish contact with a nursing educator approved by the Board who has no less than a master’s degree and who is affiliated with a nursing educational program and **MS. STORMER-WASHINGTON** shall have the educator provide the Board with a written report of an assessment of **MS. STORMER-WASHINGTON**, which identifies **MS. STORMER-WASHINGTON’s** knowledge/practice deficiencies and remedial educational needs. Prior to the assessment, **MS. STORMER-WASHINGTON** shall provide the nursing educator with a copy of this Order and the Notice of Opportunity for Hearing and shall submit to any nursing skills or knowledge assessments required by the educator. **MS. STORMER-WASHINGTON** shall also execute releases prior to the assessment to permit the educator to obtain any information deemed appropriate and necessary for the assessment including information from **MS. STORMER-WASHINGTON’s** employer(s), former employers, and Board staff. Following the assessment, **MS. STORMER-WASHINGTON** shall have the educator provide the Board with a copy of a learning plan developed by the educator for **MS. STORMER-WASHINGTON** and shall obtain approval of the learning plan by the Board or its designee. The learning plan shall identify specific remediation that **MS. STORMER-WASHINGTON** shall complete to address any knowledge/practice deficiencies and remedial educational needs identified by the educator and shall identify the time frame during which **MS. STORMER-WASHINGTON** shall complete such learning plan. **Prior to requesting reinstatement by the Board, MS. STORMER-WASHINGTON** shall successfully complete and submit satisfactory documentation of successful completion of the learning plan within the time frame specified in the learning plan. After **MS. STORMER-WASHINGTON** has successfully completed the learning plan and prior to requesting reinstatement by the Board, the educator shall provide the Board with an assessment and any recommendations for additional remedial education and/or restrictions that should be placed on **MS. STORMER-WASHINGTON’s** license to practice. Furthermore, the educator shall provide to the Board a written opinion stating whether **MS. STORMER-WASHINGTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care. **MS. STORMER-WASHINGTON** shall be responsible for all costs associated with meeting this requirement.
6. The Board may utilize the educator's recommendations and conclusions from the assessment as a basis for additional terms, conditions, and limitations on **MS. STORMER-WASHINGTON’s** license.

7. In the event that the educator's recommendations require **MS. STORMER-WASHINGTON** to have an active nursing license, the Board, prior to reinstatement of her license, may issue **MS. STORMER-WASHINGTON** a license to practice nursing as a registered nurse that is restricted to the limited use and sole purpose of completing the educator's recommendations. For all other uses and purposes, **MS. STORMER-WASHINGTON's** license shall remain suspended. Upon successful completion of the educator's recommendations and upon written notification to the Board or its designee, the limitations on **MS. STORMER-WASHINGTON's** license shall be terminated. **MS. STORMER-WASHINGTON** shall not gain or attempt to gain employment as a registered nurse in the State of Ohio until she has completed the requirements and conditions for reinstatement, set forth in this Order, and the Board has reinstated her license.

Reporting Requirements of MS. STORMER-WASHINGTON

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

DURATION

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

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

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

Employment Conditions

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

Reporting Requirements of MS. STORMER-WASHINGTON

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

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Thornton, Deneik L., P.N. 124909 (CASE #12-0682)

Action: It was moved Susan Morano, seconded by Melissa Meyer, that upon consideration of the charges stated against **DENEIK LASHELL THORNTON** in the May 18, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. THORNTON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. THORNTON'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **DENEIK LASHELL THORNTON** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #124909, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Evans, Lori L., R.N. 297561 (CASE #10-1695)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that upon consideration of the charges stated against **LORI LYNN (COURTNEY) EVANS** in the July 30, 2010 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. EVANS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. EVANS's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. EVANS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. EVANS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. EVANS** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. EVANS**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. EVANS's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to seeking reinstatement by the Board, MS. EVANS** shall submit documentation of her successful completion of all terms of the Order of Immediate Temporary Suspension issued by the Commonwealth of Kentucky, Kentucky Board of Nursing to Ms. Evans effective April 21, 2010.

Reporting Requirements of MS. EVANS

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

misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Slack, Jr., Webster D., R.N. 320883 (CASE #08-4613)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **WEBSTER DAVID SLACK, JR.** in the May 15, 2009 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. SLACK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. SLACK's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. SLACK** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. SLACK** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. SLACK**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. SLACK's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to seeking reinstatement by the Board, MR. SLACK** shall submit documentation of his successful completion of all terms of his Agreed Order entered into by and between **MR. SLACK** and the Texas Board of Nursing, effective December 9, 2008.

Reporting Requirements of MR. SLACK

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

DURATION

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Tracy, Ann-Marie D., R.N. endorse (CASE #11-3506)

Action: It was moved by Janet Arwood, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **ANN-MARIE DENISE TRACY** in the January 20, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. TRACY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing. The Ohio Board of Nursing ORDERS that **MS. TRACY** shall be granted a license to practice nursing as a registered nurse upon successful completion of the application process. After **MS. TRACY** is granted a nursing license, **MS. TRACY's** nursing license shall be **Reprimanded** and **Fined**.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Hill, Deborah L., R.N. 290860 (CASE #10-3647)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **DEBORAH LEE HILL** in the September 24, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HILL** 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. HILL's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HILL's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms,

conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

3. **MS. HILL** 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. HILL's** history. **MS. HILL** shall self-administer the prescribed drugs only in the manner prescribed.
4. **MS. HILL** shall abstain completely from the use of alcohol or any products containing alcohol.
5. **Prior to requesting reinstatement by the Board, MS. HILL** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. HILL** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. HILL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HILL's** license, and a statement as to whether **MS. HILL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **MS. HILL** 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. HILL's** license.
7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MS. HILL** 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. HILL'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. HILL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HILL's** history.
 8. Within thirty (30) days prior to **MS. HILL** initiating drug screening, **MS. HILL** 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. HILL**.
 9. After initiating drug screening, **MS. HILL** 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. HILL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

Reporting Requirements of MS. HILL

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

employers or potential employers.

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

DURATION

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

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

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

Chemical Dependency Treatment

3. Within sixty (60) days of the execution of the probationary period, **MS. HILL** shall, at her own expense, enroll in either inpatient, or intensive outpatient treatment for chemical dependency at Shepherd Hill or another qualified treatment provider approved in advance by the Board or its designee. **MS. HILL** shall continue in treatment with the treatment provider approved in advance by the Board or its designee, until released.
4. On a weekly basis, or as otherwise requested by the Board or its designee, **MS. HILL** shall cause the Board approved treatment provider to submit written reports to the Board regarding: (i) **MS. HILL's** progress; (ii) compliance with treatment recommendations/ plans; (iii) all dates **MS.**

- HILL** was seen in the one (1) week period prior to the date of the report; and (iv) any concerns regarding **MS. HILL's** ability to practice nursing in accordance with acceptable and prevailing standards of safe nursing care. The Board may use the treatment provider's recommendations during the course of treatment as a basis for additional terms, conditions, limitations on **MS. HILL's** license and that the terms, conditions, and limitations may be incorporated in an addendum to this Order.
5. At the first appointment following the effective date of this Order, **MS. HILL** shall provide the treatment provider approved in advance by the Board or its designee, with a copy of this Order; the October 16, 2009 Exam Order, and Dr. Whitney's January 18, 2010 report to the Board. In addition, **MS. HILL** shall execute releases to permit the treatment provider to obtain any information deemed appropriate and necessary for their treatment and evaluation of **MS. HILL**.

Monitoring

6. **MS. HILL** 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. HILL's** history. **MS. HILL** shall self-administer prescribed drugs only in the manner prescribed.
7. **MS. HILL** shall abstain completely from the use of alcohol or any products containing alcohol.
8. During the probationary period, **MS. HILL** 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. HILL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HILL's** history.
9. **MS. HILL** 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. HILL** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

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

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

Mental Health Treatment and Monitoring

13. Within sixty (60) days of the execution of the probationary period, **MS. HILL** shall, at her own expense, obtain mental health counseling, with a licensed therapist approved in advance by the Board or its designee, specifically addressing her misuse of analgesic medications for relief of emotional distress.
14. On a quarterly basis, or as otherwise requested by the Board or its designee, until released, **MS. HILL** shall cause the therapist approved in advance by the Board or its designee, to submit written reports to the Board regarding: (i) compliance with treatment recommendations/plans, including but not limited to appropriate use of prescribed medications; (ii) all dates **MS. HILL** was seen in the three (3) month period prior to the date of the report; and (iii) any concerns regarding **MS. HILL's** ability to practice nursing in accordance with acceptable and prevailing standards of safe nursing care. Further, **MS. HILL** agrees that the Board may utilize the therapist's recommendations during the course of treatment as a basis for additional terms, conditions, limitations on **MS. HILL's** license and that the terms, conditions, and limitations shall be incorporated in an addendum to this Order.
15. At the first appointment following the effective date of this Order, **MS. HILL** shall provide the therapist approved in advance by the Board or its designee, with a copy of this Order; the Board's October 26, 2009 Exam Order; and Dr. Whitney's January 18, 2010 report to the Board. In addition, **MS. HILL** shall execute releases to permit the therapist to obtain any information deemed appropriate and necessary for their treatment and evaluation of **MS. HILL**.
16. **MS. HILL** shall continue in treatment with the therapist approved in advance by the Board or its designee, until released, but for a period of

not less than one (1) year from the effective date of the execution of the probationary period.

Employment Conditions

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

Reporting Requirements of MS. HILL

19. **MS. HILL** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
20. **MS. HILL** 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.
21. **MS. HILL** 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.
22. **MS. HILL** 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.
23. **MS. HILL** 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.
24. **MS. HILL** shall verify that the reports and documentation required by this Order are received in the Board office.
25. **MS. HILL** 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.

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Abbott, Amie N., R.N. 327324 (CASE #09-2547)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **AMIE NICOLE ABBOTT** in the July 24, 2009 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. ABBOTT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. ABBOTT's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. ABBOTT's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. ABBOTT** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. ABBOTT** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. ABBOTT** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. ABBOTT**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. ABBOTT's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. ABBOTT** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

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

6. **MS. ABBOTT** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. ABBOTT** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. ABBOTT** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MS. ABBOTT** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. ABBOTT's** license, and a statement as to whether **MS. ABBOTT** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. ABBOTT** 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. ABBOTT's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. ABBOTT** 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. ABBOTT'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. ABBOTT** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. ABBOTT's** history.
10. Within thirty (30) days prior to **MS. ABBOTT** initiating drug screening, **MS. ABBOTT** 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. ABBOTT**.

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

Reporting Requirements of MS. ABBOTT

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

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MS. ABBOTT** submits a written request for reinstatement; (2) the Board determines that **MS. ABBOTT** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. ABBOTT** is able to practice according to

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

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

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

Monitoring

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

Reporting Requirements of MS. ABBOTT

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

FAILURE TO COMPLY

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Johnson, Ryan M., P.N. 144239 (CASE #12-0233)

Action: It was moved by J. Jane McFee, seconded by Tracy Ruegg, that upon consideration of the charges stated against **RYAN MICHAEL JOHNSON** in the

March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. JOHNSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. JOHNSON's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. JOHNSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. JOHNSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. JOHNSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. JOHNSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. JOHNSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. JOHNSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. JOHNSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MR. JOHNSON** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. JOHNSON's** history. **MR. JOHNSON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MR. JOHNSON** shall abstain completely from the use of alcohol or any products containing alcohol.

7. **Prior to requesting reinstatement by the Board, MR. JOHNSON** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. JOHNSON** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MR. JOHNSON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. JOHNSON's** license, and a statement as to whether **MR. JOHNSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MR. JOHNSON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. JOHNSON's** license.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. JOHNSON** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. JOHNSON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. JOHNSON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. JOHNSON's** history.
10. Within thirty (30) days prior to **MR. JOHNSON** initiating drug screening, **MR. JOHNSON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers and cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. JOHNSON**.
11. After initiating drug screening, **MR. JOHNSON** shall be under a continuing duty to provide a copy of this Order, prior to initiating treatment, to

- additional treating practitioners, and to update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner. Further, **MR. JOHNSON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement, MR. JOHNSON** shall attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and **MR. JOHNSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MR. JOHNSON

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

DURATION

The Board may only alter the indefinite suspension imposed if: (1) **MR. JOHNSON** submits a written request for reinstatement; (2) the Board determines that **MR. JOHNSON** has complied with all conditions of reinstatement; and (3) the Board determines that **MR. JOHNSON** is able to

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

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

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

Monitoring

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

Treating Practitioners and Reporting

7. Within sixty (60) days of the execution of the probationary period, **MR. JOHNSON** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including

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

Employment Conditions

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

Reporting Requirements of MR. JOHNSON

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

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

16. **MR. JOHNSON** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MR. JOHNSON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MR. JOHNSON** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.
19. Prior to working as a nurse, if requested by the Board or its designee, **MR. JOHNSON** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Montavon, Eric D., P.N. 116898 (CASE #12-0240)

Action: It was moved by Bertha Lovelace, seconded by J. Jane McFee, that upon consideration of the charges stated against **ERIC D. MONTAVON** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. MONTAVON** 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. The Ohio Board of Nursing ORDERS that **MR. MONTAVON'S** license to practice nursing as a licensed practical nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **ERIC D. MONTAVON** to surrender his frameable wall certificate for his licensed practical nurse license P.N. #116898, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Vitello, Theresa M., R.N. 228646 (CASE #12-0428)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **THERESA M. VITELLO** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. VITELLO** 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. VITELLO'S** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. VITELLO'S** license to practice nursing as

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Reporting Requirements of MS. VITELLO

4. **MS. VITELLO** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
5. **MS. VITELLO** 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.
6. **MS. VITELLO** 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.
7. **MS. VITELLO** 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.
8. **MS. VITELLO** 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.
9. **MS. VITELLO** shall verify that the reports and documentation required by this Order are received in the Board office.
10. **MS. VITELLO** shall inform the Board within three (3) business days, in

writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

3. **MS. VITELLO** 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. VITELLO's** history. **MS. VITELLO** shall self-administer prescribed drugs only in the manner prescribed.
4. During the probationary period, **upon request by the Board or its designee and within forty-five (45) days of such a request, MS. VITELLO** shall begin submitting, at her expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. VITELLO** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. VITELLO's** history.

Treating Practitioners and Reporting

5. **Upon request by the Board or its designee and within thirty (30) days**

of such a request, MS. VITELLO 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. VITELLO** throughout the duration of this Order.

Employment Conditions

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

Reporting Requirements of MS. VITELLO

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

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

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Withrow, Megan M., P.N. 139074 (CASE #11-1696)

Action: It was moved by Susan Morano, seconded by Tracy Ruegg, that upon consideration of the charges stated against **MEGAN N. WITHROW** in the July 29, 2011 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. WITHROW** 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. WITHROW's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. WITHROW's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. WITHROW** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. WITHROW** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. WITHROW** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WITHROW**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. WITHROW's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. WITHROW** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: eight (8) hours of Chemical Dependency, and six (6) hours of Critical Thinking.

Reporting Requirements of MS. WITHROW

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

DURATION

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

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

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

2. **MS. WITHROW** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

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

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

Reporting Requirements of MS. WITHROW

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

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

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Ladrigan, Danielle J., R.N. 345956 (CASE #12-0606)

Action: It was moved by Roberta Stokes, seconded by Maryam Lyon, that upon consideration of the charges stated against **DANIELLE J. LADRIGAN** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. LADRIGAN** 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. LADRIGAN's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LADRIGAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. LADRIGAN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. LADRIGAN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. LADRIGAN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. LADRIGAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. LADRIGAN's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. LADRIGAN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Substance Abuse.

Monitoring

5. **MS. LADRIGAN** 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. LADRIGAN's** history. **MS. LADRIGAN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. LADRIGAN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. LADRIGAN** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. LADRIGAN** shall provide the chemical dependency professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. LADRIGAN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LADRIGAN's** license, and a statement as to whether **MS. LADRIGAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. LADRIGAN** 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. LADRIGAN's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LADRIGAN** 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. LADRIGAN'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. LADRIGAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LADRIGAN's** history.
10. Within thirty (30) days prior to **MS. LADRIGAN** initiating drug screening, **MS. LADRIGAN** 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. LADRIGAN**.
11. After initiating drug screening, **MS. LADRIGAN** 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. LADRIGAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LADRIGAN** 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. LADRIGAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
 13. **Prior to requesting reinstatement by the Board, MS. LADRIGAN** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. LADRIGAN** shall provide the psychiatrist with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LADRIGAN's** license, and a statement as to whether **MS. LADRIGAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 14. **MS. LADRIGAN** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. LADRIGAN's** license.

Reporting Requirements of MS. LADRIGAN

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

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

DURATION

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

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

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

Monitoring

3. **MS. LADRIGAN** 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.**

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

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

Reporting Requirements of MS. LADRIGAN

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Compton, Dannielle M., R.N. 334047 (CASE #12-0108)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the charges stated against **DANNIELLE MARIE COMPTON** in the May 18, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. COMPTON** 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. COMPTON'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. COMPTON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Permanent Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

5. **MS. COMPTON** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. COMPTON** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. COMPTON** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. COMPTON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. COMPTON's** license, and a statement as to whether **MS. COMPTON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. COMPTON** 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. COMPTON's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. COMPTON** 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. COMPTON'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. COMPTON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. COMPTON's** history.
9. Within thirty (30) days prior to **MS. COMPTON** initiating drug screening, **MS. COMPTON** 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. COMPTON**.

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

Reporting Requirements of MS. COMPTON

12. **MS. COMPTON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. COMPTON** 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. COMPTON** 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. COMPTON** 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. COMPTON** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. COMPTON** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. COMPTON** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Reporting Requirements of MS. COMPTON

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Graham, Linton, P.N. 133411 (CASE #10-1813)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **LINTON GRAHAM** in the July 30, 2010 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. GRAHAM** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Automatic Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. GRAHAM's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. GRAHAM's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MR. GRAHAM** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. GRAHAM** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. GRAHAM** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. GRAHAM**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. GRAHAM's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. GRAHAM** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

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

as a basis for additional terms, conditions, and limitations on **MR. GRAHAM's** license.

Reporting Requirements of MR. GRAHAM

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

DURATION

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

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

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

2. **MR. GRAHAM** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring, Psychiatric Evaluation & Treatment

3. **MR. GRAHAM** shall participate in continuing individual counseling at intervals deemed appropriate by a psychiatrist approved in advance by the Board or its designee until released. **MR. GRAHAM** shall have the treating psychiatrist submit written reports regarding **MR. GRAHAM's** progress, status, and compliance with his treatment plan to the Board **on a quarterly basis, beginning within sixty (60) days of the execution of the probationary period.** **MR. GRAHAM** shall provide the treating psychiatrist with a copy of this Consent Agreement within sixty (60) days of the execution of the probationary period.

Employment Conditions

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

Reporting Requirements of MR. GRAHAM

6. **MR. GRAHAM** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MR. GRAHAM** 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.
8. **MR. GRAHAM** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
9. **MR. GRAHAM** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and

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

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

Temporary Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Hall, Heidi M., R.N. 281240 (CASE #11-4852)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **HEIDI MARIE HALL** in the January 20, 2012 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. HALL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. HALL's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below, and that following reinstatement, **MS. HALL's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

until the completed criminal records check, including the FBI check, has been received by the Board.

Monitoring

4. **MS. HALL** 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. HALL's** history. **MS. HALL** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MS. HALL** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MS. HALL** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. HALL** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MS. HALL** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HALL's** license, and a statement as to whether **MS. HALL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MS. HALL** 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. HALL's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HALL** 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. HALL'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. HALL** shall be negative, except for substances prescribed, administered, or dispensed to

- her by another so authorized by law who has full knowledge of **MS. HALL's** history.
9. Within thirty (30) days prior to **MS. HALL** initiating drug screening, **MS. HALL** 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. HALL**.
 10. After initiating drug screening, **MS. HALL** 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. HALL** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. HALL** 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. HALL** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. HALL

12. **MS. HALL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. HALL** 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. HALL** 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. HALL** 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. HALL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

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

18. **MS. HALL** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

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

Reporting Requirements of MS. HALL

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

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. HALL shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lekutis, Angela M., P.N. 115836 (CASE #11-4862)

Action: It was moved by Tracy Ruegg, seconded by Rhonda Barkheimer, that upon consideration of the charges stated against **ANGELA MARIE LEKUTIS** in the January 20, 2012 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. LEKUTIS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. LEKUTIS's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than four (4) years retroactive to October 7, 2009, with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LEKUTIS's** license to practice

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

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

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

7. **MS. LEKUTIS** 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. LEKUTIS's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LEKUTIS** 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. LEKUTIS'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. LEKUTIS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LEKUTIS's** history.
9. Within thirty (30) days prior to **MS. LEKUTIS** initiating drug screening, **MS. LEKUTIS** 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. LEKUTIS**.
10. After initiating drug screening, **MS. LEKUTIS** 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. LEKUTIS** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LEKUTIS** 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. LEKUTIS** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. LEKUTIS

12. **MS. LEKUTIS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
13. **MS. LEKUTIS** 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. LEKUTIS** 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. LEKUTIS** 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. LEKUTIS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
17. **MS. LEKUTIS** shall verify that the reports and documentation required by this Order are received in the Board office.
18. **MS. LEKUTIS** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

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

Reporting Requirements of MS. LEKUTIS

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

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

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lester, Michelle E., P.N. 080533 (CASE #04-2792)

Action: It was moved by J. Jane McFee, seconded by Tracy Ruegg, that upon consideration of the charges stated against **MICHELLE E. LESTER** in the March 17, 2006 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. LESTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. LESTER's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time with the conditions for reinstatement set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Monitoring

4. **Prior to requesting reinstatement by the Board, MS. LESTER** shall, at

her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. LESTER** shall provide the psychiatrist with a copy of this Order and Notice of Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LESTER's** license, and a statement as to whether **MS. LESTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. LESTER

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

DURATION

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

Following reinstatement, and prior to working as a nurse, **MS. LESTER** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Howard, Justin W., P.N. 130423 (CASE #11-3462)

Action: It was moved by Bertha Lovelace, seconded by Susan Morano, that upon consideration of the charges stated against **JUSTIN WAYNE HOWARD** in the March 23, 2012 Notice of Immediate Suspension and Opportunity for Hearing and in the May 18, 2012 Notice of Opportunity for Hearing (“the Notices”) and evidence supporting the charges, the Board finds that **MR. HOWARD** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and the Ohio Board of Nursing ORDERS that **MR. HOWARD’s** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less than three (3) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. HOWARD’s** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Temporary Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

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

Monitoring

4. **MR. HOWARD** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HOWARD's** history. **MR. HOWARD** shall self-administer the prescribed drugs only in the manner prescribed.
5. **MR. HOWARD** shall abstain completely from the use of alcohol or any products containing alcohol.
6. **Prior to requesting reinstatement by the Board, MR. HOWARD** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. HOWARD** shall provide the chemical dependency professional with a copy of this Order and the Notices. Further, **MR. HOWARD** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. HOWARD's** license, and a statement as to whether **MR. HOWARD** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. **MR. HOWARD** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. HOWARD's** license.
8. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. HOWARD** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. HOWARD's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening

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

Reporting Requirements of MR. HOWARD

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

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

DURATION

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

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

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

Monitoring

3. **MR. HOWARD** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HOWARD's** history. **MR. HOWARD** shall self-administer prescribed drugs only in the manner prescribed.
4. **MR. HOWARD** shall abstain completely from the use of alcohol or any products containing alcohol.
5. During the probationary period, **MR. HOWARD** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a

restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. HOWARD** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. HOWARD's** history.

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

Treating Practitioners and Reporting

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

Employment Conditions

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

Reporting Requirements of MR. HOWARD

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

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MR. HOWARD shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Rasmussen, Shannon L., P.N. 108104 (CASE #07-1219)

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that upon consideration of the charges stated against **SHANNON RASMUSSEN** in the March 14, 2008 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. RASMUSSEN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing and the Ohio Board of Nursing

ORDERS that **MS. RASMUSSEN's** license to practice nursing as a licensed practical nurse is hereby suspended and that the suspension is stayed subject to the probationary terms, conditions, and limitations set forth below for a minimum period of one (1) year.

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

1. **MS. RASMUSSEN** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. RASMUSSEN** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MS. RASMUSSEN** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. RASMUSSEN**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. RASMUSSEN's** criminal records check reports to the Board. **MS. RASMUSSEN's** completed criminal records check, including the FBI check, **must be received by the Board within six (6) months of effective date of this Order.**
4. **Within six (6) months of the effective date of this Order, MS. RASMUSSEN** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance, Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Within six (6) months of the effective date of this Order, MS. RASMUSSEN** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: fifteen (15) hours of Ohio Nursing Law and Rules, fifteen (15) hours of Scope of Practice, and fifteen (15) hours of Critical Thinking.

Employment Conditions

6. **MS. RASMUSSEN** shall notify the Board, in writing, of the name and address of any current employer **within thirty (30) days following the effective date of this Order**, or any new employer prior to accepting employment.
7. **MS. RASMUSSEN, within fifteen (15) days of the effective date of this Order**, if working in a position in which a nursing license is required,

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

Reporting Requirements of MS. RASMUSSEN

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

FAILURE TO COMPLY

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Walker, Teresa A., P.N. 091755 (CASE #10-5313)

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

The Board further Orders **TERESA A. WALKER** to surrender her frameable wall certificate for her licensed practical nurse license, P.N. #091755, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Wiswell, Julie A., R.N. 233070 (CASE #11-2736)

Action: It was moved by Maryam Lyon, seconded by J. Jane McFee, that upon consideration of the charges stated against **JULIE ANN WISWELL** in the March 27, 2012, Notice of Immediate Suspension and Opportunity for Hearing, in the May 18, 2012, Notice of Opportunity for Hearing, and evidence supporting the charges, the Board finds that **MS. WISWELL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices. The Ohio Board of Nursing ORDERS that **MS. WISWELL'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED.**

The Board further Orders **JULIE ANN WISWELL** to surrender her frameable wall certificate for her registered nurse license, R.N. #233070, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Yatson, Renee E., P.N. 116544 (CASE #11-4562)

Action: It was moved by Janet Arwood, seconded by Maryam Lyon, that upon consideration of the charges stated against **RENEE ELIZABETH YATSON** in the May 18, 2012 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. YATSON** 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. YATSON's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. YATSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years, with **Permanent Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. YATSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. YATSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. YATSON** shall submit a request to the Bureau of Criminal Identification and Investigation

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

4. **Prior to requesting reinstatement by the Board, MS. YATSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

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

9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. YATSON** 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. YATSON'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. YATSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. YATSON's** history.
10. Within thirty (30) days prior to **MS. YATSON** initiating drug screening, **MS. YATSON** 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. YATSON**.
11. After initiating drug screening, **MS. YATSON** 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. YATSON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. YATSON** 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. YATSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MS. YATSON** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. YATSON** shall provide the psychiatrist with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS.**

YATSON's license, and a statement as to whether **MS. YATSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of MS. YATSON

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

DURATION

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

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

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

Monitoring

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

Reporting Requirements of MS. YATSON

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

Permanent Narcotic Restriction

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

Permanent Practice Restrictions

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

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lawson Jr, Larry L., R.N. 311743 (CASE #11-0120)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that upon consideration of the charges stated against **LARRY LEE LAWSON, JR.** in the March 16, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. LAWSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. LAWSON's** license to practice nursing as a registered nurse is hereby suspended for an indefinite period of time but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. LAWSON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of two (2) years and the **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

2. **MR. LAWSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MR. LAWSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. LAWSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. LAWSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MR. LAWSON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Chemical Dependency, and four (4) hours of Professional Accountability.

Monitoring

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

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

Reporting Requirements of MR. LAWSON

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

DURATION

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

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

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

2. **MR. LAWSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

Monitoring

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

Treating Practitioners and Reporting

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

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

Employment Conditions

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

Reporting Requirements of MR. LAWSON

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

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. LAWSON** has complied with all aspects of this Order; and (2) the Board determines that **MR. LAWSON** is able to practice

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Conley, Tracy A., R.N. 278294 (CASE #09-1944)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the charges stated against **TRACY ANN CONLEY** in the May 15, 2009 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. CONLEY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice. The Ohio Board of Nursing ORDERS that **MS. CONLEY'S** license to practice nursing as a registered nurse is hereby **PERMANENTLY REVOKED**.

The Board further Orders **TRACY ANN CONLEY** to surrender her frameable wall certificate for her registered nurse license, R.N. #278294, immediately.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Davidson, Cathie D., R.N. 227086, P.N. 074882 (CASE #08-2663)

Action: It was moved by J. Jane McFee, seconded by Tracy Ruegg, that upon consideration of the charges stated against **CATHIE DAVIDSON** in the July 24, 2009 Notice of Immediate Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. DAVIDSON** 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. DAVIDSON'S** licenses to practice nursing as a registered nurse and as a licensed practical nurse are hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. DAVIDSON'S** licenses to practice nursing as a registered nurse and as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. DAVIDSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DAVIDSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **Prior to requesting reinstatement by the Board, MS. DAVIDSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DAVIDSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. DAVIDSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. DAVIDSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
5. **Prior to requesting reinstatement by the Board, MS. DAVIDSON** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, eight (8) hours of Chemical Dependency, and eight (8) hours of Critical Thinking.

Monitoring

6. **MS. DAVIDSON** 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. DAVIDSON's** history. **MS. DAVIDSON** shall self-administer the prescribed drugs only in the manner prescribed.
7. **MS. DAVIDSON** shall abstain completely from the use of alcohol or any products containing alcohol.
8. **Prior to requesting reinstatement by the Board, MS. DAVIDSON** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. DAVIDSON** shall provide the chemical dependency professional with a copy of this Order and Notice of Immediate Suspension and Opportunity for Hearing. Further, **MS. DAVIDSON** shall execute releases to permit the

- chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. DAVIDSON's** license, and a statement as to whether **MS. DAVIDSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
9. **MS. DAVIDSON** 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. DAVIDSON's** license.
 10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DAVIDSON** 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. DAVIDSON'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. DAVIDSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. DAVIDSON's** history.
 11. Within thirty (30) days prior to **MS. DAVIDSON** initiating drug screening, **MS. DAVIDSON** 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. DAVIDSON**.
 12. After initiating drug screening, **MS. DAVIDSON** 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. DAVIDSON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 13. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. DAVIDSON** 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. DAVIDSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. DAVIDSON

14. **MS. DAVIDSON** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
15. **MS. DAVIDSON** 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. DAVIDSON** 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. DAVIDSON** 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. DAVIDSON** 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. DAVIDSON** shall verify that the reports and documentation required by this Order are received in the Board office.
20. **MS. DAVIDSON** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

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

Reporting Requirements of MS. DAVIDSON

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lindeman, Deanna L., P.N. 096538 (CASE #12-0523)

Action: It was moved by Bertha Lovelace, seconded by Melissa Meyer, that upon consideration of the charges stated against **DEANNA LYNN LINDEMAN** in the May 18, 2012 Notice of Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. LINDEMAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MS. LINDEMAN's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. LINDEMAN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

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

Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. LINDEMAN** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. LINDEMAN** 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. LINDEMAN's** history. **MS. LINDEMAN** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. LINDEMAN** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. LINDEMAN** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. LINDEMAN** shall provide the chemical dependency professional with a copy of this Order and Notice of Opportunity for Hearing. Further, **MS. LINDEMAN** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. LINDEMAN's** license, and a statement as to whether **MS. LINDEMAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. LINDEMAN** 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. LINDEMAN's** license.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LINDEMAN** 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. LINDEMAN'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. LINDEMAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. LINDEMAN's** history.
10. Within thirty (30) days prior to **MS. LINDEMAN** initiating drug screening, **MS. LINDEMAN** 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. LINDEMAN**.
 11. After initiating drug screening, **MS. LINDEMAN** 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. LINDEMAN** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.
 12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. LINDEMAN** 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. LINDEMAN** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements of MS. LINDEMAN

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

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

DURATION

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

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

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

Monitoring

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

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

beginning within thirty (30) days of accepting nursing employment.
MS. LINDEMAN shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and Notice of Opportunity for Hearing, including the date they were received.

Reporting Requirements of MS. LINDEMAN

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

Permanent Practice Restrictions

MS. LINDEMAN shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State

agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. LINDEMAN** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Patterson, Tameka T., P.N. 110311 (CASE #11-5369)

Action: It was moved by Melissa Meyer, seconded by Susan Morano, that upon consideration of the charges stated against **TAMEKA PATTERSON** in the March 16, 2012 Notice of Automatic Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MS. PATTERSON** 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. PATTERSON's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time but not less than two (2)

years with the conditions for reinstatement set forth below, and that following reinstatement, **MS. PATTERSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years, with **Temporary Narcotic** and **Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. **MS. PATTERSON** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. PATTERSON** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. **Prior to requesting reinstatement by the Board, MS. PATTERSON** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PATTERSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MS. PATTERSON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **Prior to requesting reinstatement by the Board, MS. PATTERSON** shall pay the fine of five hundred dollars (\$500.00), by certified check, cashier check, or money order, made payable to the "Treasurer, State of Ohio," to the Board. Payment shall be mailed to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.

Monitoring

5. **MS. PATTERSON** 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. PATTERSON's** history. **MS. PATTERSON** shall self-administer the prescribed drugs only in the manner prescribed.
6. **MS. PATTERSON** shall abstain completely from the use of alcohol or any products containing alcohol.
7. **Prior to requesting reinstatement by the Board, MS. PATTERSON** shall, at her own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MS. PATTERSON** shall provide the chemical dependency

- professional with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing. Further, **MS. PATTERSON** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PATTERSON's** license, and a statement as to whether **MS. PATTERSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. **MS. PATTERSON** 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. PATTERSON's** license.
 9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PATTERSON** 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. PATTERSON'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. PATTERSON** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. PATTERSON's** history.
 10. Within thirty (30) days prior to **MS. PATTERSON** initiating drug screening, **MS. PATTERSON** 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. PATTERSON**.
 11. After initiating drug screening, **MS. PATTERSON** 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. PATTERSON** shall notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MS. PATTERSON** 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. PATTERSON** shall provide satisfactory documentation of such attendance to the Board prior to reinstatement.
13. **Prior to requesting reinstatement by the Board, MS. PATTERSON** shall, at her own expense, obtain a psychiatric evaluation from a Board approved psychiatrist and shall provide the Board with complete documentation of such evaluation. Prior to the evaluation, **MS. PATTERSON** shall provide the psychiatrist with a copy of this Order and Notice of Automatic Suspension and Opportunity for Hearing and shall execute releases to permit the psychiatrist to obtain any information deemed appropriate and necessary for the evaluation. The psychiatrist shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. PATTERSON's** license, and a statement as to whether **MS. PATTERSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
14. **MS. PATTERSON** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the psychiatrist described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MS. PATTERSON's** license.

Reporting Requirements of MS. PATTERSON

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

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

DURATION

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

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

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

Monitoring

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

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

Reporting Requirements of MS. PATTERSON

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

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

MS. PATTERSON 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.

MS. PATTERSON shall not be involved in financial activities or supervise financial activities.

FAILURE TO COMPLY

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Lohr, James N., P.N. 086634 (CASE #11-4863)

Action: It was moved by Susan Morano, seconded by J. Jane McFee, that upon consideration of the charges stated against **JAMES NORMAN LOHR, JR.** in the January 20, 2012 Notice of Temporary Suspension and Opportunity for Hearing and evidence supporting the charges, the Board finds that **MR. LOHR** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice of Temporary Suspension and Opportunity for Hearing, and the Ohio Board of Nursing ORDERS that **MR. LOHR's** license to practice nursing as a licensed practical nurse is hereby suspended for an indefinite period of time, but not less than two (2) years, with the conditions for reinstatement set forth below, and that following reinstatement, **MR. LOHR's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms, conditions, and limitations set forth below for a minimum period of three (3) years and the **Temporary Narcotic and Permanent Practice Restrictions** set forth below.

REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

13. **MR. LOHR** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
14. **MR. LOHR** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
15. **Prior to requesting reinstatement by the Board, MR. LOHR** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. LOHR**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. LOHR's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
16. **Prior to requesting reinstatement by the Board, MR. LOHR** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing nursing education taken subsequent to the effective date of this Order: ten (10) hours of Alcohol Abuse, six (6) hours of Ethics, and two (2) hours of Ohio Nursing Law and Rules.
17. **Prior to requesting reinstatement by the Board, MR. LOHR** shall submit documentation of his full compliance with the terms and conditions imposed by the Lucas County Court of Common Pleas Case Number G-4801-CR-200802507-000.

Monitoring

18. **MR. LOHR** shall abstain completely from the personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. LOHR's** history. **MR. LOHR** shall self-administer the prescribed drugs only in the manner prescribed.
19. **MR. LOHR** shall abstain completely from the use of alcohol or any products containing alcohol.
20. **Prior to requesting reinstatement by the Board, MR. LOHR** shall, at his own expense, obtain a chemical dependency evaluation by a Board approved chemical dependency professional and shall provide the Board with complete documentation of this evaluation. Prior to the evaluation, **MR. LOHR** shall provide the chemical dependency professional with a copy of this Order and Notice of Temporary Suspension and Opportunity for Hearing. Further, **MR. LOHR** shall execute releases to permit the chemical dependency professional to obtain any information deemed appropriate and necessary for the evaluation. The chemical dependency professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. LOHR's** license, and a statement as to whether **MR. LOHR** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
21. **MR. LOHR** shall provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the chemical dependency professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms, conditions, and limitations on **MR. LOHR's** license.
22. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, MR. LOHR** shall submit, at his expense and on the day selected, blood or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. LOHR's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. LOHR** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. LOHR's** history.

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

Reporting Requirements of MR. LOHR

26. **MR. LOHR** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
27. **MR. LOHR** 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.
28. **MR. LOHR** 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.
29. **MR. LOHR** 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.
30. **MR. LOHR** 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.
31. **MR. LOHR** shall verify that the reports and documentation required by this Order are received in the Board office.

32. **MR. LOHR** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

DURATION

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

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

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

Monitoring

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

Twelve Step program, and **MR. LOHR** shall provide satisfactory documentation of such attendance to the Board every six (6) months.

Treating Practitioners and Reporting

26. Within sixty (60) days of the execution of the probationary period, **MR. LOHR** shall provide a copy of this Order to all treating practitioners and shall provide to the Board a list of all treating practitioners, including addresses and telephone numbers. Further, **MR. LOHR** 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.
27. **MR. LOHR** shall cause all treating practitioners to complete a medication prescription report that is to be mailed by the practitioner directly to the Board. The medication report is to be completed for any and all substances prescribed, administered, or dispensed to **MR. LOHR** throughout the duration of this Order.
28. Within twenty-four (24) hours of release from hospitalization or medical treatment, **MR. LOHR** shall notify the Board of any and all medication(s) or prescription(s) received.

Employment Conditions

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

Reporting Requirements of MR. LOHR

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

32. **MR. LOHR** 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.
33. **MR. LOHR** 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.
34. **MR. LOHR** 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.
35. **MR. LOHR** 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.
36. **MR. LOHR** shall verify that the reports and documentation required by this Order are received in the Board office.
37. **MR. LOHR** 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.
38. Prior to working as a nurse, **MR. LOHR** shall complete a nurse refresher course or extensive orientation approved in advance by the Board.

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

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

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

FAILURE TO COMPLY

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

DURATION

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

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

DEFAULT ORDERS

Collins (Ellenberger), Tiffany J., P.N. 144141 (CASE #11-1801)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that upon consideration of the allegations contained in the November 4, 2011 examination order and the findings contained in the May 2012 Default Order, the Board finds that **MS. COLLINS** has committed acts in violation of the Nurse Practice Act, as set forth in the May 2012 Default Order, and the Board orders that **MS. COLLINS's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of May 18, 2012, with conditions for reinstatement set forth in the May 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Mani, Roberta L., R.N. NCLEX (CASE #11-3718)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board find that **MS. MANI** has admitted the truth of the allegations set forth in the October 7, 2011 Examination Order issued to **MS. MANI** and that **MS. MANI's** ability to safely practice nursing is impaired. The Board ORDERS that **MS. MANI's** application for licensure to practice nursing as a registered nurse in the State of Ohio is hereby denied, for an indefinite period of time with conditions for reapplication for initial licensure set forth below:

CONDITIONS FOR REAPPLICATION FOR INITIAL LICENSURE

1. **MS. MANI** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MANI** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reapplication.
3. **MS. MANI** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services (hereinafter "Shepherd Hill") located at 200 Messimer Drive, Newark, Ohio 43055, or by another licensed physician specializing in addiction medicine approved in advance by the Board or its designee. Prior to the evaluation, **MS. MANI** shall provide the Examiner with a copy of this Order and the October 7, 2011 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. MANI's** practice. The Examiner shall provide a written opinion to the Board regarding whether **MS. MANI** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. If the Examiner finds that **MS. MANI** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care, **MS. MANI** may submit a new application for licensure to practice nursing as a registered nurse by examination following the Board's receipt of the Examiner's written opinion. Upon re-applying, and meeting all the requirements for licensure, **MS. MANI** may be authorized to take the NCLEX-RN. If the Examiner finds that **MS. MANI** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care if her practice is monitored by the Board or otherwise subject to restrictions or conditions, prior to the Board authorizing **MS. MANI** to take

the NCLEX, **MS. MANI** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of chemical dependency or other treatment or evaluation recommended by the Examiner, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above.

Reporting Requirements of MS. MANI

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

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

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

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

This Order shall become effective immediately upon the date of mailing indicated on the attached Certificate of Service and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Wagner, Tyler R., R.N. 353969 (CASE #11-0046)

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board find that **MR. WAGNER** has admitted the truth of the allegations set forth in the January 24, 2012 Examination Order issued to **MR. WAGNER** and that **MR. WAGNER's** ability to safely practice nursing is impaired. The Board ORDERS that **MR. WAGNER's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MR. WAGNER** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. WAGNER** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **Prior to requesting reinstatement by the Board, MR. WAGNER** shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. WAGNER**, including a check of Federal Bureau of Investigation (FBI) records, and shall cause BCII to submit **MR. WAGNER's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **MR. WAGNER** shall, at his own expense, submit to a chemical dependency examination, specifically addressing his ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Drive, Newark, Ohio 43055. Prior to the evaluation, **MR. WAGNER** shall provide the Examiner with a copy of this Order and the January 24, 2012 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed

appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. WAGNER's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. WAGNER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of Licensee

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

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Harmon, Lisa, P.N. 087770 (CASE #10-2292)

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the Board find that **MS. HARMON** has admitted the truth of the allegations set forth in the September 29, 2011 Examination Order issued to **MS. HARMON** and that **MS. HARMON's** ability to safely practice nursing is impaired. The Board ORDERS that **MS. HARMON's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

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

- BCII to submit **MS. HARMON's** criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.
4. **MS. HARMON** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her ability to function in a clinical nursing capacity, by Dr. Richard Whitney, Shepherd Hill Addiction Services, 200 Messimer Drive, Newark, Ohio 43055. Prior to the evaluation, **MS. HARMON** shall provide the Examiner with a copy of this Order and the September 29, 2011 Examination Order, and shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. HARMON's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. HARMON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
 5. **MS. HARMON** shall enter into a Consent Agreement with the Board for probationary terms, conditions, limitations, and restrictions determined by the Board for a minimum period of time determined by the Board. The probationary terms, conditions, limitations, and restrictions determined by the Board shall include, but not be limited to, completion or continuation of chemical dependency, psychiatric or other mental health treatment recommended and/or restrictions specified by the Examiner, as set forth in paragraph 4., above. If the Board and **MS. HARMON** are unable to agree to terms, conditions, limitations, and restrictions in a Consent Agreement, the terms, conditions, limitations, and restrictions shall be determined after a hearing is held.

Reporting Requirements of Licensee

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

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

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

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Gadberry, Joy L., R.N. 256767 (CASE #11-1158)

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that upon consideration of the allegations contained in the March 16, 2012 examination order and the findings contained in the July 2012 Default Order, the Board finds that **MS. GADBERRY** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2012 Default Order, and the Board orders that **MS. GADBERRY's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended, as of July 27, 2012, with conditions for reinstatement set forth in the July 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Summerford, Carrie A., R.N. 290538 (CASE #11-0707)

Action: It was moved by Maryam Lyon, seconded by Janet Arwood, that upon consideration of the allegations contained in the February 22, 2012 examination order and the findings contained in the July 2012 Default Order, the Board finds that **MS. SUMMERFORD** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2012 Default Order, and the Board orders that **MS. SUMMERFORD's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended, as of July 27, 2012, with conditions for reinstatement set forth in the July 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Farley, Regina M., R.N. 275125 (CASE #11-2098)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that upon consideration of the allegations contained in the March 16, 2012 examination order and the findings contained in the July 2012 Default Order, the Board finds that **MS. FARLEY** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2012 Default Order, and the Board orders that **MS. FARLEY's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended, as of July 27, 2012, with conditions for reinstatement set forth in the July 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Shelly, Brenda F., P.N. 104046 (CASE #10-0562)

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that upon consideration of the allegations contained in the February 27, 2012 examination order and the findings contained in the July 2012 Default Order, the Board finds that **MS. SHELLY** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2012 Default Order, and the Board orders that **MS. SHELLY's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended, as of July 27, 2012, with conditions for reinstatement set forth in the July 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Todd, Alan J., R.N. 291061 (CASE #11-2879)

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that consideration of the allegations contained in the March 16, 2012 examination order and the findings contained in the July 2012 Default Order, the Board finds that **MR. TODD** has committed acts in violation of the Nurse Practice Act, as set forth in the July 2012 Default Order, and the Board orders that **MR. TODD's** license to practice nursing as a registered nurse in the State of Ohio is hereby suspended, as of July 27, 2012, with conditions for reinstatement set forth in the July 2012 Default Order.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

Bailey, Shelley F., P.N. 080286 (CASE #09-0106)

Action: It was moved by Rhonda Barkheimer, seconded by Tracy Ruegg, that the Board find that that **MS. BAILEY** has admitted the truth of the allegations set forth in the April 30, 2012 Examination Order issued to **MS. BAILEY** and that **MS. BAILEY's** ability to safely practice nursing is impaired. The Board ORDERS that **MS. BAILEY's** license to practice nursing as a licensed practical nurse in the State of Ohio is hereby suspended for an indefinite period of time with conditions for reinstatement set forth below:

CONDITIONS FOR REINSTATEMENT

1. **MS. BAILEY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. BAILEY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. BAILEY** shall, at her own expense, submit to a chemical dependency examination, specifically addressing her capacity to function in a clinical nursing capacity, by Dr. Richard Whitney, (hereinafter "Examiner"), Shepherd Hill Addiction Services, located at 200 Messimer Drive, Newark, Ohio 43055. Prior to the evaluation, **MS. BAILEY** shall provide the Examiner with a copy of this Order and the April 30, 2012 Examination Order, and shall execute releases to permit the Examiner to obtain any

information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. BAILEY's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. BAILEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

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

Reporting Requirements of Licensee

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

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

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

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

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of September, 2012.

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

VOLUNTARY RETIREMENT

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following:

Shonk, Rebecca A., R.N. 192533 (CASE #12-3139); Langenbrunner, Joyce A., R.N. 234899 (CASE #12-2177); and Fitz, Gloria C., R.N. 268453 (CASE #11-0122).

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

MONITORING

LIFTS OF SUSPENSION/PROBATION

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

Dombrowski, Margaret G., P.N. 042420 (CASE #08-0582); Prange, Heather L., R.N. 366230 (CASE #10-4694); Skaros, Brianne M., R.N. 375156, P.N. 130732 (CASE #12-0536); Marusic, Dennis M., R.N. 366225 (CASE #10-3211); Frazier, Heidi A., P.N. 098895 (CASE #04-0503); Simeon, Melissa M., P.N. 144848 (CASE #10-5769); Pasley, Stephanie L., R.N. 370047 (CASE #11-0355); Hall, Amy A., P.N. 140694 (CASE #10-1251); Ferguson, Zachary C., R.N. 373218 (CASE #11-0864); Lampkins, Brandon D., P.N. 145200 (CASE #10-3741); Kreager, Teresa, P.N. 116446 (CASE #06-3078); Forehope, Meghan F., R.N. 316134 (CASE #07-3494); and Guardi, Krista M., R.N. 304647 (CASE #11-5836).

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

LIFTS OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Maryam Lyon, seconded by Susan Morano, that the following, having met the terms and conditions of their Consent Agreements or Adjudication Orders with the Board, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released early from their respective Consent Agreements or Adjudication Orders:

Wahl, Julie M., R.N. 250517 (CASE #09-5070) and Michel, Lisa R., R.N. 273762 (CASE #09-0992).

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

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

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

Thompson, Berry J., R.N. 211158 (CASE #07-1815); Kearney, Christopher M., R.N. 315537 (CASE #09-3015); Fries, Lisa M., P.N. 076959 (CASE #05-2470); Brown, Kirby L., R.N. 261962 (CASE #09-1441); and Brooks, Penny R., R.N. 363195, P.N. 113325 (CASE #10-1909).

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

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

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from the terms and conditions of their respective Consent Agreements with the exception of the temporary practice restrictions that will remain in effect:

Whitman, Jason A., R.N. 278543, NA 10743 (CASE #08-4637).

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

LIFT OF TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the following, with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, be released from their temporary narcotic restriction(s) within their Consent Agreements:

Fayson-Robbins, Latonya Y., P.N. 137590 (CASE #11-2323); Gerdeman, Sarah E., R.N. 324532 (CASE #11-0572); Kendell , Jennie S., P.N. 115765 (CASE #09-0767); Hugunin, Erika, R.N. 288901 (CASE #07-2119); and Reynolds, Linda M., R.N. 240923 (CASE #10-3857).

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

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by J. Jane McFee, seconded by Maryam Lyon, that the Board reinstate the following with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, subject to the probationary terms of the November 20, 2009 Consent Agreement:

Brodt, Treva L., R.N. 187304 (CASE #09-0483).

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

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Rhonda Barkheimer, seconded by Maryam Lyon, that the Board reinstate the following with the recommendation by Judith Church, Supervising Member for Disciplinary Matters, subject to the probationary terms of the of their Adjudication Orders:

Beall, Courtney E., R.N. 250816 (CASE #10-3066); Wolford, Anna L., R.N. 305691 (CASE #04-1592); and Moore, Danielle M., P.N. 128188 (CASE #09-5498).

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

MOTION TO APPROVE

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board accept the following approvals made by Judith Church, Supervising Member for Disciplinary Matters:

McGrady, Dawn R., R.N. 291264 (CASE #08-3347)- MDS/RN Supervisor position with Communicare/City View Nursing and Rehab Center in Cleveland, Ohio;

Bennett, Teresa L., R.N. 227398 (CASE #11-2571)- Position as an RN case Manager for Helping Hands in Cincinnati, Ohio that does not include supervision of LPNs;

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

RELEASE FROM MEETING ATTENDANCE REQUIREMENTS

Action: It was moved by Maryam Lyon, seconded by Rhonda Barkheimer, that the Board release Sutton, Carla, R.N. 297017 (CASE #10-3849), from the 12 step meeting attendance requirement set forth in the January 21, 2011 Consent Agreement.

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

LIFT OF UDS REQUIREMENT

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board release Marshall, Penny, R.N. 215374 (CASE #09-3428) from the urine drug screen requirement set forth in the September 25, 2009 Consent Agreement.

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

MISCELLANEOUS MONITORING MOTIONS

Action: It was moved by Tracy Ruegg, seconded by J. Jane McFee, that the Board approve Osburn, Angie M., R.N. 306147 (CASE #06-2359) to pass narcotics, other controlled substances and mood altering drugs while employed with Gaymont Nursing Center.

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

Action: It was moved by Melissa Meyer, seconded by J. Jane McFee, that the Board approve Morrison, April N., R.N. 294508 (CASE #06-1497) to pass narcotics, other controlled substances and mood altering drugs in her current nursing position with the Jewish Hospital/Mercy Health in Cincinnati, Ohio.

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

Action: It was moved by Maryam Lyon, seconded by Roberta Stokes, that the Board approve LeFever, Virginia W., R.N. 168441 (CASE #11-2006) to return to the practice of nursing.

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

REPORTS TO THE BOARD

Open Forum – Friday, September 21, 2012 at 10:00 a.m.

There were no speakers for Open Forum.

Other Reports

Strategic Plan – Status Report

B. Houchen reviewed the Strategic Plan status report and highlighted the program areas.

Consideration of Nurse Education Grant Program (NEGP) Request

Lisa Emrich reviewed the NEGP request from Tri-Rivers School of Practical Nursing and the Board approved the request by general consensus.

NEGP Report – Third Quarter

L. Emrich provided the NEGP Report for the third quarter and answered questions.

Consideration of Interpretive Guideline

L. Emrich reviewed the draft Interpretive Guideline that addresses a registered nurse's use of the Sapiens TCS device to verify the tip location of a percutaneously inserted central catheter (PICC) in adults, in

accordance with a valid authorized provider's order. L. Emrich reported that Board staff would publish the Interpretive Guideline with the Medical Board's letter to provide additional reference information.

Action: It was moved by J. Jane McFee, seconded by Tracy Ruegg, that the Board approve the Interpretive Guideline Registered Nurse Utilization of the Sapiens TCS, or Other Comparable Device to Confirm Peripherally Inserted Central Catheter (PICC) Tip Placement in Adults as submitted. Motion adopted by majority vote of the Board members with Rhonda Barkheimer abstaining.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items. J. Church noted that APNs were not surveyed regarding e-Prescribing in Ohio. T. Dilling explained the timing of the surveys and reported that APNs are now included in e-Prescribing planning.

BOARD GOVERNANCE

Report on NCSBN Delegate Assembly and Annual Meeting

J. Church and J. McFee reported on the 2012 NCSBN Delegate Assembly and Annual Meeting. They informed the Board of the various regulatory sessions they attended and the information presented. L. Emrich was re-elected to the NCSBN Leadership Succession Committee for a second two-year term.

Designation of Board Committee for Advisory Group Appointments

The Advisory Group Chairs, Rhonda Barkheimer, Judith Church and Maryam Lyon, will serve on the Board Committee, as well as volunteers Lisa Klenke, Jane McFee, Sue Morano, and Roberta Stokes. The Committee members agreed to meet at 11:00 a.m. on Wednesday, November 14, 2012.

Review of the November 2012 Board Meeting Schedule

Joseph Kirk reminded Board members that in November, the Board will meet three days, November 14, 15, and 16. On Wednesday, November 14, the Board Committee on Advisory Group Appointments will meet at 11:00 a.m.; the public hearing for the administrative rules will be held at 1:00 p.m.; and deliberations will be held after Board meeting adjourns. The Board dinner will be on Thursday, November 15 at 6:30 p.m. The Board members thanked J. Kirk for all that he does to assure their work and the meetings operate smoothly and well.

Request for Board Committee for APNs

The Board reviewed and discussed the letter received from OAAPN requesting a Board Committee be convened based on the following two recommended topics:

- "A review of administrative rules addressing Physician Initiated or Physician Consulted criteria for prescribing APNs, including how other states approach the issue, the resulting effect on patient safety and whether changes to Ohio administrative rules are warranted.

- In long term care facilities it is becoming more common for Directors of Nursing, staff registered nurses and licensed practical nurses to discontinue, delete and even modify APN orders without contacting the APN as outlined in the Nurse Practice Act. The APN's orders are frequently viewed as "Nursing Orders" and therefore modifiable. A review of this practice, its frequency and the circumstances under which it occurs as well as relevant statutory and rules provisions should be reviewed with recommendations to the Board to ensure protection of the public."

B. Lovelace explained that the description of the practice occurring in long term care facilities would be a violation of the Nurse Practice Act, and as such, is a reportable offense and not a topic to be addressed by a Board Committee.

Tracy Ruegg stated that the topic of Physician Initiated/Physician Consulted (PI/PC) criteria is addressed through the Committee of Prescriptive Governance (CPG). She explained how the CPG determines PI/PC, and stated she believes the process is clearly delineated. She stated that CPG has not been made aware of any concerns, and she encouraged that those with questions or requesting changes, submit the information and the research data to support the request to the CPG or attend a meeting with the request. M. Meyers stated she believes there is no need to create redundancy with another established committee and the Board members agreed that the CPG is the established committee to handle PI/PC questions or concerns.

B. Lovelace asked if the Board wanted to establish a Board Committee at this time. The Board agreed by general consensus not to convene a Committee at this time, but it was willing to convene a Committee based on questions or practice issues brought to the Board's attention. B. Houchen noted that OAAPN indicated they planned to provide additional topics for the Board to consider in the future.

EVALUATION OF MEETING AND ADJOURNMENT

The meeting was adjourned on Thursday, September 20, 2012 at 1:45 p.m. The Board re-convened the meeting at 1:55 p.m. and adjourned the meeting at 2:08 p.m. On Friday, September 21, 2012, the meeting adjourned at 11:50 a.m.

Bertha Lovelace, RN, CRNA
President



Attest:

Betsy Houchen, RN, MS, JD
Executive Director

