



MINUTES OF MEETING

REGULAR MEETING OF THE BOARD JULY 26-27, 2023

The regular meeting of the Ohio Board of Nursing (Board) was held on July 26-27, 2023, at the Board office located at 17 South High Street Suite 660, Street, Columbus, Ohio 43215.

On Wednesday, July 26, 2023, at 8:37 a.m., President Erin Keels called the Board meeting to order, welcomed students, guests and staff members who joined the meeting in-person. President Keels requested that Board members introduce themselves. On Thursday, July 27, 2023, at 9:00 a.m., President Erin Keels called the Board meeting to order. The Board mission and vision were read each day.

BOARD MEMBERS

President Erin Keels, RN, APRN-CNP
Vice President Donna Hanly, RN (Absent Wednesday and Thursday)
Member Candy Rinehart, RN, APRN-CNP, Supervising Member for Disciplinary Matters
Member Matthew Carle, Consumer Member
Member Jenny Heiser, LPN
Member Shawn Livingston, LPN
Member Tiffany Knepper, RN
Member Joseph Quackenbush, LPN
Member Barbara Wadsworth, RN (Absent Thursday)
Member Gina Woods, 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 Wednesday, at 10:30 a.m., the following addressed the Board: Attorney LaTawnda Moore, Eric Kelly, P.N. and AAG Tracy Nave; and Attorney Brandon Smith, Adam Peila, R.N., and AAG Lindsay Miller. Executive Session was held at 11:02 a.m. The Board began Quasi-Judicial Case Discussion at 12:30 p.m. On Thursday, Open Forum was held at 10:00 a.m.

Approval of Minutes of the May 2023 Meeting

Action: It was moved by Member Candy Rinehart, seconded by Member Joseph Quackenbush, that the Board approve the minutes of the May 2023 Board meeting as submitted. Motion adopted by unanimous vote of the Board members.

Executive Director Report

Director Marlene Anielski highlighted the following from the Executive Director Report:

- Director Anielski attended the NCSBN's Executive Officer Summit. There was representation from almost all of the states and there were many presentations as to sharing information and best practices.
- The Performance audit continues from the State Auditor's office, reviewing the licensure process and the compliance area.
- OBN attended the Ohio Professionals Health Program open house with representatives from the State Medical Board and other state agencies.
- OBN managers presented as part of the spring Pre-Licensure Education workshop and the presentation was recorded and will be posted on the OBN YouTube channel.
- OBN attended a virtual Nursys eNotify demonstration with NCSBN on June 20, 2023. The demonstration was recorded and will be posted on the OBN YouTube channel to use in future employer outreach and education.
- The RN/APRN renewal period began on July 1 and runs through October 31, 2023. As of July 21, 2023, 18.5% RNs have renewed and 18.4% APRNs have renewed. Email renewal reminders were sent on June 29th.
- The Nursing Education Grant Program (NEGP) request for proposals was published on June 13, 2023, with a deadline of August 1, 2023. Members Joseph Quackenbush, Shawn Livingston and Gina Woods volunteered to review the Nursing Education Grant Program request for proposals received.
- Director Anielski reviewed the NCLEX first time pass rates. Meetings have been held with the Texas and North Carolina boards of nursing for the purpose of analyzing what OBN can do to increase Ohio's NCLEX passage rates. Lisa Emrich will present strategic recommendations at the September Board meeting.
- The Board had a successful transition through Kronos timekeeping system.

Fiscal Report

Shannon Stallings, Financial Program Manager, presented the Fiscal Report, as of June 1, 2023.

Legislative Report

Legislative Liaison Jack Brubaker presented the legislative report and summarized the status of the certification for doulas. The conference committee re-added language to the budget from the House-passed version of the bill that requires OBN to create a Doula certification and registry as well as a "Doula Advisory Board." The Governor vetoed the language regarding annual reporting of doula coverage outcomes and vetoed the Doulas pilot program language. Medicaid is required to cover the Doulas services. The Governor vetoed one provision where OBN requested regarding

organizations recognized for certifying doulas and instead, allowing OBN to have the discretion to recognize these credentialing groups as OBN determines necessary. Doula certification must be implemented by October 2024.

Mr. Brubaker presented several amendments to the Board for its approval of changes to the new Doula statute.

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser that the Board request amendments to R.C. 4723.90 to change the name of the Doula Advisory Board to Doula Advisory Group; add as a member to the advisory group a Board of Nursing member; and finally remove the per diem allowance. These changes will make the Doula Advisory body consistent with other advisory groups within the Board of Nursing. Motion was unanimously adopted by the Board members.

Action: It was moved by Member Matthew Carle, seconded by Member Joseph Quackenbush, that the Board request an appropriation amount of \$250,000 for the implementation expenses the Board will incur as it implements the Doula Certification. Motion was unanimously adopted by the Board members.

Action: It was moved by Member Barbara Wadsworth, seconded by Member Candy Rinehart, that the Board request an amendment to R.C. 4723.89 removing experience as an alternative to education or certification as the basis for the Ohio issue certificate. Motion was unanimously adopted by the Board members.

Action: It was moved by Member Shawn Livingston, seconded by Member Jenny Heiser, that the Board request an amendment to R.C. 3725.05(D)(2) to remove licensed practical nurse as an individual that may be in attendance at and responsible for supervising the plasmapheresis procedure and sterile technique. Motion was unanimously adopted by the Board members.

Action: It was moved by Member Matthew Carle, seconded by Member Candy Rinehart, that the Board request an amendment to R.C. 125.183 to include an exemption for occupational licensing investigators, such as the exemption that currently exists for law enforcement. Motion was unanimously adopted by the Board members.

Mr. Brubaker also presented other budget provisions to include: 1) extension of the Nurse Education Grant Program to 2033; 2) APRNs allowed to prescribe Schedule II drugs if the prescription is issued at a behavioral health practice and only if the practice provides outpatient services for mental health conditions and/or substance abuse disorders, and the APRN works with a physician; 3) administration procedure act adjudications which allows additional document service methods through email, facsimile or domestic commercial

delivery service and allows for alternative methods to complete service if initial attempts fail, including the use of alternative addresses before publishing notice in newspaper for general circulation; 4) the creation of a Parkinson's Disease Registry, which requires APRN-CNSs and CNPs to report each individual case of Parkinson's to the registry under ODH; and 5) the creation of a Community Health Worker Center for Excellence. The bill creates the Center for Community Health Worker Excellence under ODH, which is a public private partnership to support and foster the practice of Community Health Workers.

Mr. Brubaker provided an update regarding the Safe Haven Program monitoring. The Board was seeking to get an amendment in the Budget regarding the safe haven monitoring for licensees who self admit themselves if they self admit or struggle with mental health issues. The amendment supported by OBN did not get added in the budget.

President Keels asked for an update on H.B. 102, the Advanced Practice Respiratory Therapist (APRT) Bill. Mr. Brubaker will research and report back to the Board.

President Keels also asked how the CHW for Excellence Center will interface with OBN, would it partner with OBN, etc. Chief Legal Counsel provided information sharing that the Board of Nursing does have a seat on the advisory group. The goal is to increase the number of community health workers in State of Ohio.

President Keels also asked about the Standard Care Arrangement. The bill has a sponsor, but no other information available at this time.

NEW BUSINESS

Strategic Planning – Workflow Update

Attorney Nick Siniff provided a brief update on the work of his workflow group regarding compliance applications and the work of the workflow group and how it relates to the Strategic Plan, with a focus on accountability, compassion, integrity, collaboration and inclusion part of the Strategic Plan. Mr. Siniff reviewed the strategic plan process improvements of renewal, reinstatement and MSL applications received in the compliance area. Mr. Siniff recently attended the LeanOhio Bootcamp and plans to bring that toolset to future workflow meetings.

Administrative Rules –

The Rules Advisory Group met in March and in May 2023 to review draft proposed rule changes and stakeholder comments received in response to March and May stakeholder communications. Advisory Attorney Anita DiPasquale presented the proposed rule changes and the recommendations of the Rules Advisory Group.

- Chapter 4723-1 Board Organization and Records. The Advisory Group recommends deletion of 4723-01-03(G)(8) and (18) because HB 509, effective 4/6/2023, eliminated Board *certification* of LPN IV therapy and eliminated Board

certification of Dialysis Technician Interns. The Advisory Group recommends deletion of 4723-01-03(H) because it is redundant of the underlying statute without amplifying it.

- Chapter 4723-4, Standards of Practice Relative to Registered Nurse or Licensed Practical Nurse. The Advisory Group recommends the Board adopt the proposed changes in Chapters 4 as tracked. HB509 eliminated Board *certification* of LPN IV therapy. This eliminated the need for most of the rules in Chapter 4723-17 (regarding course requirements and Board certification of LPN IV therapy) but did not otherwise change the scope and standards for LPN IV therapy currently found in Chapter 4723-17.
- Chapter 4723-5, Nursing Education Program. The Advisory Group recommends eliminating Rule 4723-5-20(D) to reduce confusion because Rule 4723-5-20 addresses clinical experiences which do not include observational experiences. Observational experiences are still defined in Chapter 5. The recommended changes in 4723-5-04(E) are technical changes to correct cross-references to paragraphs in Rules 4723-13 and 4723-5-14.
- Chapter 4723-6, Alternative Program for Substance Use Disorder Monitoring (five-year review). The Advisory Group recommends changes as tracked throughout Chapter 6 to modernize language including substituting “provided” for “mailed” and eliminating the requirement for “in person” meetings; eliminating references to Dialysis Technician *Intern* Certificates because they were eliminated by HB509, effective 4/6/23; in Rule 4723-6-01, expanding treatment programs that may be utilized; and, in Rules 4723-6-02 and 4723-6-03, streamlining application and participation requirements.
- Chapter 4723-7, Examination and Licensure. The Advisory Group recommends elimination of Rules 4723-7-06(C) and 4723-7-07(C) due to HB 509’s elimination of Board certification of LPN IV therapy and medication administration. The Advisory Group recommends adoption of new Rule 4723-7-08 requiring all licensees and certificate holders to report certain misdemeanors and felonies within 30 days of the event rather than only during licensure renewal. This requirement expedites Board receipt of information.
- Chapter 4723-9, Prescriptive Authority. The Advisory Group recommends changes in Chapter 9, as tracked, primarily due to state and federal law changes. HB193 requires the term “naloxone” be changed to “overdose reversal drug” throughout Chapter 9. This change reflects that the Ohio Board of Pharmacy may classify a drug other than naloxone as an “overdose reversal drug.” A definition of “overdose reversal drug” was also added as Rule 4723-9-13(A)(9) to have the

same meaning as in Ohio Board of Pharmacy law, Chapter 4729, ORC. Recent changes in federal law removed the requirement for prescribers to obtain a federal “DATA waiver” in order to prescribe buprenorphine for opioid addiction treatment, as tracked in Rule 4723-9-13(B) and (C). In addition, the Advisory Group recommends elimination of language in Rule 4723-9-10(D) that is redundant of the underlying statute. Amendment of Rule 4723-9-11(B) and (C) is recommended to streamline the APRN application process to allow applicants to attest to completion of the required course in Ohio law governing drugs and prescriptive authority.

- Rule 4723-11-03. Employer obligations regarding nurses holding multistate licenses issued by states other than Ohio. The Advisory Group recommends adoption of new Rule 4723-11-03. Consistent with Section 4723.114, ORC, beginning January 31, 2024, this rule will require employers to report to the Board the number of nurses they employed in the previous year who held a multistate license, if the multistate license was issued by a state other than Ohio.
- Chapter 4723-14, Continuing Education. The Advisory Group recommends changes in Chapter 14, to define “clinical content” in new rule 4723-14-01(F) and to amend Rules 4723-14-12(A)(11) and 4723-14-17(A)(5)(g) to state that the required disclosures apply only to clinical content. These changes were requested by stakeholders for consistency with the extensive changes to Chapter 4723-14 that became effective 2/1/23.
- Chapter 4723-17, Intravenous Therapy Courses for Licensed Practical Nurses. The Advisory Group recommends rescission of Chapter 4723-17. As discussed above regarding Chapter 4723-4, HB 509 eliminated the need for most of Chapter 4723-17 when it eliminated Board certification of LPN IV therapy. The scope and standards of LPN IV therapy remain otherwise unchanged. The scope and standards of LPN IV therapy, currently in Rule 4723-17-03, and related definitions currently in Rule 4723-17-01, are proposed to be “moved to” new Rule 4723-4-02, and amended Rule 4723-4-01. This will allow elimination of Chapter 4723-17 entirely.
- Chapter 4723-18, Practice Intervention and Improvement Program (PIIP) (five-year review). The Advisory Group recommends removal of the requirement for a written personal progress report and the requirement for in person meetings in Rule 4723-18-04(A). The Advisory Group recommends amending Rule 4723-18-08(E)(3) to say that a workplace monitor may have less than five years experience if approved by the Supervising Member.
- Chapter 4723-23, Dialysis Technicians. The Advisory Group recommends proposed revisions as required by HB 509 and SB 131, including: a revised

definition of Dialysis Technician Intern in Rule 4723-23-01; elimination of the Dialysis Technician Intern *Certificate* in Rules 4723-23-02, 4723-03, and 4723-23-09; and processes for certification by endorsement in Rule 4723-23-04, as required by SB 131, to take effect by December 29, 2023. In addition, redundant language is removed from Rule 4723-23-03.

- Chapter 4723-26, Community Health Workers. The Advisory Group recommends proposed new Rule 4723-26-03, to establish processes for certification by endorsement, as required by SB 131, to take effect by December 29, 2023.
- Chapter 4723-27, Medication Administration by Certified Medication Aides. The Advisory Group recommends changes to Rule 4723-27-04 and new Rule 4723-27-11, to establish processes for certification by endorsement, as required by SB 131, to take effect by December 29, 2023. In addition, a proposed change in Rule 4723-27-06(A), exempts renewal applicants from continuing education requirements during the first renewal of a certificate, consistent with an exemption for first time renewal of other certificates and licenses.

Action: It was moved by Member Candy Rinehart, seconded by Member Tiffany Knepper, that the Board adopt the recommendations of the Advisory Group on Rules. Motion adopted by unanimous vote of the Board members.

EXECUTIVE SESSION

On Wednesday, July 26, 2023:

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that the Board go into executive session to discuss pending or imminent court action with legal counsel. A roll call vote was taken, and the Board Members unanimously voted to go into Executive Session with the following members present and voting: J. Heiser, J. Quackenbush, M. Carle, B. Wadsworth, G. Woods, T. Knepper, S. Livingston, C. Rinehart, E. Keels. The Board entered Executive Session at 11:02 a.m., and reported out at 11:06 a.m.

APPROVALS

New Nursing Education Program

LPN to RN Diploma Program of Buckeye Hills Career Center

Action: It was moved by Member Shawn Livingston, seconded by Member Matthew Carle, that the Board grant Conditional approval, in accordance with Rule 4723-5-08, OAC, to LPN to RN Diploma Program of Buckeye Hills Career Center. Motion adopted by unanimous vote of the Board members present.

Nursing Education Program - Approval Status

East Ohio College Associate Degree in Nursing

Action: It was moved by Member Matthew Carle, seconded by Member Barbara Wadsworth, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to East Ohio College Associate Degree in Nursing for a period of five years. Motion adopted by unanimous vote of the Board members present.

Belmont College Practical Nursing Program

Action: It was moved by Member Barbara Wadsworth, seconded by Member Tiffany Knepper, that move that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Belmont College Practical Nursing Program for a period of five years. Motion adopted by unanimous vote of the Board members present.

Mount St. Joseph University BSN Program

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Mount St. Joseph University BSN Program for a period of five years. Motion adopted by unanimous vote of the Board members present.

The University of Findlay, Department of Nursing

Action: It was moved by Member Shawn Livingston, seconded by President Erin Keels, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to The University of Findlay, Department of Nursing for a period of five years. Motion adopted by unanimous vote of the Board members present.

Columbus State Community College Practical Nurse Program

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Columbus State Community College Practical Nurse Program for a period of five years. Motion adopted by unanimous vote of the Board members present.

Ohio Business College Practical Nursing

Action: It was moved by Member Jenny Heiser, seconded by Member Joseph Quackenbush, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Ohio Business College Practical Nursing for a a period of five years. Motion adopted by unanimous vote of the Board members present.

Willoughby-Eastlake School of Practical Nursing-Adult Division

Action: It was moved by Member Joseph Quackenbush, seconded by Member Jenny Heiser, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Willoughby-Eastlake School of Practical Nursing-Adult Division for a a period of five years. Motion adopted by unanimous vote of the Board members present.

Training Programs

Kent State University Community Health Worker Program

Action: It was moved Member Matthew Carle, seconded by Member Barbara Wadsworth, that the Board re-approve, in accordance with Rule 4723-26-14, OAC, Kent State University Community Health Worker Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

Retroactive Approvals for Licensees and Certificate Holders

Action: It was moved by Member Matthew Carle, seconded by Member Gina Woods, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary permits, initially issued by the Board May 1, 2023 through June 30, 2023 to the following: registered nurses; licensed practical nurses; APRN-CRNAs; APRN-CNPs; APRN-CNMs; certified dialysis technicians; community health workers, and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members present.

ADJUDICATION AND COMPLIANCE

On Thursday, July 27, 2023, President Erin Keels requested that each voting Board member verify that they reviewed in depth all materials pertaining to these matters by saying “yes” or “no” and that any Board member who did not review the materials abstain from voting on the matters.

Board Actions

NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Balusik, Zachary, R.N. 367947 (CASE #22-0777); Mount, Danielle, P.N. 109940 (CASE #23-3258); Nichols, Melissa, R.N. 378433 (CASE #23-0114, #22-5803); Parris, Ashley, R.N. NCLEX (CASE #23-2866); Sherry, Christine, R.N. 232811 (CASE #23-0914); Nickell-Whaley, Jaime, R.N. 356028 (CASE #22-4174); Bryant, Deborah, P.N. 131981 (CASE #23-0665); Smedlund, Gina, P.N. 165030 (CASE #23-2300); Clark, Crystal, R.N. 462403, P.N. 142164 (CASE #23-0373); Davison, Lara, R.N. 411505 (CASE #22-2664); McEwen, Jessie, R.N. 395832 (CASE #22-5158); Palmer, Michelle, P.N. 137128 (CASE #23-1829); Shores, Francine, P.N. 114669 (CASE #23-0213); Ketchum, Katrina, P.N. 129897 (CASE #22-0616); Simon, Weldie, P.N. NCLEX (CASE #23-1507); Marcum, Karis, P.N. 165368 (CASE #22-3938); Laurent, Lisa, P.N. 159368 (CASE #23-0113); Bahnsen, Stacy, R.N. 393771 (CASE #23-0841); Bunting, Brandy, R.N. 407025 (CASE #22-5918); Owens, Heather, R.N. 283553 (CASE #23-2780, #23-3746); Ferguson, Jacqueline, R.N. 467827, P.N. 141492 (CASE #21-6294); Jones, Doniqua, R.N. 516989, P.N. 174639 (CASE #23-1980).

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Member Jenny Heiser, seconded by Member Joseph Quackenbush, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Davis, Natasha, P.N. 133366 (CASE #23-0069, #22-3542); Palochko, Leigh, R.N. 428538 (CASE #22-0822); Atkins, Randi, P.N. 159447 (CASE #23-1909); Coriston, Katie, R.N. 510212, P.N. 146233 (CASE #22-4290).

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that the Board issue a Post Immediate Suspension and Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Karnes, Amy, P.N. 103095 (CASE #23-0217, #21-5255; #21-3756); Notestine, Tayler, R.N. 410601 (CASE #22-3955, #21-4657); McGarity, Jamie, R.N. 318329, APRN-CNP 025504 (CASE #23-0219, #22-2715); Neely, Kacy, P.N. 165103 (CASE #21-5010); Toney, Melanie, R.N. 448635, P.N. 135134 (CASE #23-2285); Johnson, Kelli, R.N. 366639 (CASE #22-2612); Brown, Lucas, R.N. 481224 (CASE #23-3012, #22-0657, #21-5590).

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

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

SURRENDERS/WITHDRAWALS

Permanent Voluntary Surrender

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Gaspar, Mark, P.N. 090320 (CASE #19-3866); Gross, Kristen, R.N. 342504 (CASE #23-1786); Frey, Brian, P.N. 089059 (CASE #22-1768).

Motion adopted by a majority vote of the Board members present with Candy Sue Rinehart abstaining.

CONSENT AGREEMENTS

Action: It was moved by Member Matthew Carle, seconded by Member Joseph Quackenbush, 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):

Nethers, Zachary, R.N. 329576 (CASE #23-0419); Woods, Celeste, R.N. 339442, P.N. 095234 (CASE #23-0005); Skerkoski, Laura, R.N. 358323 (CASE #23-1808); Stephens, Jessica, R.N. 478933 (CASE #22-4395); Bowen, Lakeisha, P.N. NCLEX (CASE #23-1677); Brock, Abbey, R.N. 432509, P.N. 153049 (CASE #22-5275); Brown, Kristin, R.N. 468452, P.N. 166111 (CASE #23-0892); Mattingly, Michael, R.N. 342073 (CASE #22-5850); Thomas, Eve, P.N. 138843 (CASE #22-4971); Fox, Stefanie, R.N. 410974, APRN-CNP 024997 (CASE #20-2205); Jerina, Melissa, R.N. 220129 (CASE #23-1572); Leonardo, Laura, R.N. 520672 (CASE #23-1443); Riel, Casandra, P.N. 173289 (CASE #23-0112); Ward, Jennifer, R.N. 416881 (CASE #22-5254); Turner, Brittany, R.N. 500984 (CASE #23-1517, #23-0992; #22-5587); Bell, Tiesha, R.N. NCLEX, P.N. 176437 (CASE #23-3880, #22-3391); Hardin, Tiffany, R.N. NCLEX, P.N. 104859 (CASE #23-2153); Folley, Amanda, R.N. 418414 (CASE #22-5667, #22-1916); Grajeda, Rebecca, P.N. 125304 (CASE #22-5382); Simich, Tomislav, R.N. 323714 (CASE #21-0317); Simich, Tomislav, R.N. 323714 (CASE #22-2673); Rinaldi, Bryan, R.N. 437685 (CASE #20-6198); Mees, Samantha, P.N. 133448 (CASE #23-2919); Hamilton, Contessa, R.N. endorse (CASE #23-0203); Threatt, Jamsaina, R.N. NCLEX, P.N. 171089 (CASE #23-2260); Komar, Jason, R.N. 365287 (CASE #22-5145); Beckman, Kristen, R.N. 306645 (CASE #22-3347); Delesca, Martine, P.N. NCLEX (CASE #22-5302); Prebles, Eric, R.N. 434908 (CASE #22-3243); Simpson, Caresta, R.N. 524506, P.N. 170666 (CASE #23-2101); Smith, Christopher, P.N. 163459 (CASE #22-4010); Bernard, Deborah, R.N. 348876 (CASE #22-5562).

Motion adopted by a majority vote of the Board members present with Candy Sue Rinehart abstaining.

HEARING EXAMINER'S REPORT AND RECOMMENDATION

Buckley, Shannon M. (fka "Shannon M. Lewis"), R.N. 479284 (CASE #22-1250)

Action: It was moved by Member Jenny Heiser, seconded by Member Matthew Carle, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and that discipline on **MS. BUCKLEY's** license be held in abeyance, contingent upon the requirements set forth below.

The rationale for the modification is the following: The Board in its expertise found that the positive drug screen, with chain of custody, has probative value and is an indication

that **MS. BUCKLEY** engaged in illicit drug use. Accordingly, the Board has determined that a substance use disorder evaluation, with additional terms as recommended by a substance use disorder professional, is necessary to protect the public.

MS. BUCKLEY SHALL:

1. **Within ninety (90) days of the effective date of this Order**, at **MS. BUCKLEY's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MS. BUCKLEY** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. BUCKLEY's** license, and a statement as to whether **MS. BUCKLEY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
2. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. BUCKLEY's** license.

Member Joseph Quackenbush voted no. Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Hernandez, Alisha M., R.N. 457362, P.N. 134598 (CASE #20-4680)

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. HERNANDEZ's** licenses to practice nursing as a registered nurse and licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. HERNANDEZ's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Permanent Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSES

MS. HERNANDEZ's licenses are suspended for an indefinite period of time.

The Board may reinstate **MS. HERNANDEZ's** licenses if **MS. HERNANDEZ** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. HERNANDEZ shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HERNANDEZ**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. HERNANDEZ's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. HERNANDEZ's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Summit County Court of Common Pleas in Case Number CR-2021-01-0087.
6. Comply with the Conditions for Reinstatement set forth in the May 2021 Consent Agreement with the Board.

Educational Requirements

7. Complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
10. Submit any and all information that the Board may request regarding **MS. HERNANDEZ's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
11. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

13. Verify that the reports and documentation required by this Order are received in the Board office.
14. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
15. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. HERNANDEZ's** licenses shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. HERNANDEZ shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of her full compliance with the requirements imposed by the Summit County Court of Common Pleas in Case Number CR-2021-01-0087.
4. Comply with the probationary terms and conditions set forth in the May 2021 Consent Agreement with the Board.

Reporting Requirements for Probationary Period

5. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
6. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. Submit any and all information that the Board may request regarding **MS. HERNANDEZ's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
8. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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Ohio Board of Nursing
17 South High Street, Suite 660
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10. Verify that the reports and documentation required by this Order are received in the Board office.
11. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. HERNANDEZ's licenses are subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Permanent Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. HERNANDEZ shall not practice nursing as a registered nurse or licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. HERNANDEZ to provide nursing services for fees, compensation, or other consideration or who engage MS. HERNANDEZ as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. HERNANDEZ 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. HERNANDEZ's** suspension shall be lifted and **MS. HERNANDEZ's** licenses to practice nursing as a registered nurse and licensed practical nurse will be

automatically suspended if it appears to the Board that **MS. HERNANDEZ** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HERNANDEZ** via certified mail of the specific nature of the charges and automatic suspension of **MS. HERNANDEZ's** licenses. **MS. HERNANDEZ** 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. HERNANDEZ** has complied with all aspects of this Order; and (2) the Board determines that **MS. HERNANDEZ** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HERNANDEZ** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. HERNANDEZ** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Kelly, Eric J., P.N. 098693 (CASE #22-2395)

Action: It was moved by Member Matthew Carle, seconded by Member Tiffany Knepper, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation and that no disciplinary action be taken against **MR. KELLY's** license.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Oltmann, Krista R. (aka "Krista Hofus"), R.N. 378308 (CASE #22-3421)

Action: It was moved by Member Tiffany Knepper, seconded by Member Gina Woods, that the Board accept all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. OLTMANN's** license to practice as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than two (2) years with the conditions for

reinstatement set forth below, and following reinstatement, **MS. OLTMANN's** license to practice as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three and a half (3.5) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. OLTMANN's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. OLTMANN's** license if **MS. OLTMANN** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. OLTMANN shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. OLTMANN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. OLTMANN's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. OLTMANN's** completed criminal records check, including the FBI check, is received by the Board.
5. Comply with the terms and conditions imposed by the Order of the Board, dated September 15, 2022.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Patient Safety and Substance Use Disorders. Continuing education required by this Order **does not meet the continuing education requirements for licensure renewal.**

Monitoring

7. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement**, 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 provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
10. Submit any and all information that the Board may request regarding **MS. OLTMANN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
11. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
12. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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13. Verify that the reports and documentation required by this Order are received in the Board office.

14. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
15. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. OLTMANN's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three and a half (3.5) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. OLTMANN shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Comply with the terms and conditions imposed by the Order of the Board, dated September 15, 2022.

Employment Conditions

4. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
5. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. OLTMANN** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
6. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

7. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.**
8. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

9. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
10. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
11. Submit any and all information that the Board may request regarding **MS. OLTMANN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
12. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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14. Verify that the reports and documentation required by this Order are received in the Board office.
15. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, **MS. OLTMANN's** license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. OLTMANN** shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. OLTMANN** to provide nursing services for fees, compensation, or other consideration or who engage **MS. OLTMANN** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. OLTMANN** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Peila, Adam, R.N. 457165 (CASE #23-0842)

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and that **MR. PEILA's** license to practice as a registered nurse be **REPRIMANDED**.

The rationale for the modification is the following: The Board in its expertise has determined that additional education is necessary to adequately protect the public. Furthermore, the Board has determined that the forty-five continuing education hours previously completed by **MR. PEILA** may be used to meet the requirements for licensure renewal.

MR. PEILA shall:

1. **Within six (6) months of the effective date of this Order**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Dealing with Difficult Patients. Continuing education required by this Order **does not meet the continuing education requirements for licensure renewal**.

Motion adopted by a majority vote of the Board members present with President Erin Keels and Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

NO REQUEST FOR HEARING

Scales, Shanna Y., P.N. 088778 (CASE #22-1951, #21-3764, #22-0797)

Action: It was moved by Member Shawn Livingston, seconded by President Erin Keels, that upon consideration of the charges stated against **SHANNA Y. SCALES** in the Notice of Immediate Suspension and Opportunity for Hearing issued December 15, 2022, and the Notice of Opportunity for Hearing issued January 26, 2023 (Notices) and evidence supporting the charges, the Board find that **MS. SCALES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. SCALES's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years retroactive to December 15, 2022, with the conditions for reinstatement set forth below, and following reinstatement, **MS. SCALES's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. SCALES's license is suspended for an indefinite period of time but not less than two (2) years retroactive to December 15, 2022.

The Board may reinstate **MS. SCALES's** license if **MS. SCALES** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. SCALES shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to

conduct a criminal records check of **MS. SCALES**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. SCALES's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. SCALES's** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Lucas County Court of Common Pleas in Case Number G-4801-CR-0201901094-000 and G-4801-CR-0202201714-000.

Evaluation

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. SCALES's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. SCALES** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MS. SCALES** should abstain from alcohol and whether **MS. SCALES** should attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on **MS. SCALES's** license, and a statement as to whether **MS. SCALES** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. SCALES's** license.

Monitoring

8. Abstain completely from 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. SCALES's** history. **MS. SCALES** shall self-administer the prescribed drugs only in the manner prescribed.
9. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. SCALES's** expense and on the day selected, blood, breath, hair 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. SCALES'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. SCALES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SCALES**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SCALES**, **and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SCALES and** submit the report directly to the Board.

11. **If recommended by the substance use disorder professional**, 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 provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MS. SCALES's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. SCALES's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. SCALES shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of her full compliance with the requirements imposed by the Lucas County Court of Common Pleas in Case Number G-4801-CR-0201901094-000 and G-4801-CR-0202201714-000.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. SCALES's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. MS. SCALES shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. SCALES's license, and a statement as to whether MS. SCALES is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
5. **If a substance use disorder evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on MS. SCALES's license.**

Monitoring

6. Abstain completely from 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. SCALES's** history. **MS. SCALES** shall self-administer prescribed drugs only in the manner prescribed.

7. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
8. Submit, at her expense, and on the day selected, blood, breath, hair 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. SCALES** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SCALES**.

MS. SCALES shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SCALES and** submit the report directly to the Board.
9. **If recommended by the substance use disorder professional**, 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit

satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

11. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. SCALES** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
12. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. Submit any and all information that the Board may request regarding **MS. SCALES's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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20. Verify that the reports and documentation required by this Order are received in the Board office.
21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. SCALES's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. SCALES shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. SCALES to provide nursing services for fees, compensation, or other consideration or who engage MS. SCALES as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. SCALES** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Chopra, Beth A., R.N. 486896 (CASE #22-2263, #21-5893)

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that upon consideration of the charges stated against **BETH A. CHOPRA** in the Notice of Immediate Suspension and Opportunity for Hearing issued January 4, 2023; and the Notice of Opportunity for Hearing issued January 26, 2023 (Notices) and evidence supporting the charges, the Board find that **MS. CHOPRA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. CHOPRA's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. CHOPRA's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. CHOPRA's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. CHOPRA's** license if **MS. CHOPRA** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. CHOPRA shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CHOPRA**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. CHOPRA's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. CHOPRA's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Hamilton County Court of Common Pleas in Case Number B2200710.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluations

7. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. CHOPRA's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. MS. CHOPRA shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. CHOPRA's license, and a statement as to whether MS. CHOPRA is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. CHOPRA's** license.

Monitoring

9. Abstain completely from 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. CHOPRA's** history. **MS. CHOPRA** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. CHOPRA's expense and on the day selected, blood, breath, hair 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. CHOPRA'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. CHOPRA shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for MS. CHOPRA.**

- a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CHOPRA**, **and** submit the report directly to the Board.

- b. **After** initiating drug screening, be under a **continuing duty** to:
 - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - iii. 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; and
 - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CHOPRA** **and** submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

15. Submit any and all information that the Board may request regarding **MS. CHOPRA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. CHOPRA's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. CHOPRA shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. CHOPRA's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. CHOPRA** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. CHOPRA's** license, and a statement as to whether **MS. CHOPRA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. CHOPRA's** license.

Monitoring

5. Abstain completely from 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. CHOPRA's** history. **MS. CHOPRA** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. CHOPRA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. CHOPRA**.

MS. CHOPRA shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CHOPRA** and submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. CHOPRA** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. CHOPRA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. CHOPRA's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. CHOPRA shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. CHOPRA** to provide nursing services for fees, compensation, or other consideration or who engage **MS. CHOPRA** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. CHOPRA** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Corrigan, Heather R., R.N. 372953 (CASE #22-1724)

Action: It was moved by Member Jenny Heiser, seconded by Member Joseph Quackenbush, that upon consideration of the charges stated against **HEATHER R. CORRIGAN** in the Notice of Immediate Suspension and Opportunity for Hearing issued October 12, 2022; and the Notice of Opportunity for Hearing issued November 17, 2022 (Notices) and evidence supporting the charges, the Board find that **MS. CORRIGAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. CORRIGAN's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. CORRIGAN's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. CORRIGAN's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. CORRIGAN's** license if **MS. CORRIGAN** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. CORRIGAN shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon

an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. CORRIGAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. CORRIGAN's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. CORRIGAN's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Cuyahoga County Court of Common Pleas in Case Number CR-22-668436-A.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluations

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. CORRIGAN's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. CORRIGAN** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. CORRIGAN's** license, and a statement as to whether **MS. CORRIGAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. CORRIGAN's** license.

Monitoring

9. Abstain completely from 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. CORRIGAN's** history. **MS. CORRIGAN** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. CORRIGAN's** expense and on the day selected, blood, breath, hair 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. CORRIGAN'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. CORRIGAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. CORRIGAN**.
 - a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CORRIGAN**, **and** submit the report directly to the Board.
 - b. **After** initiating drug screening, be under a **continuing duty** to:
 - i. Provide a copy of this Order, prior to initiating treatment, to additional

treating practitioners;

- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CORRIGAN** and submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. CORRIGAN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. CORRIGAN's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. CORRIGAN shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. CORRIGAN's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. CORRIGAN** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. CORRIGAN's** license, and a statement as to whether **MS. CORRIGAN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested**, provide the Board with

satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. CORRIGAN's** license.

Monitoring

5. Abstain completely from 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. CORRIGAN's** history. **MS. CORRIGAN** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. CORRIGAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. CORRIGAN**.

MS. CORRIGAN shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. CORRIGAN** *and* submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. CORRIGAN** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. CORRIGAN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. CORRIGAN's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. CORRIGAN shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. CORRIGAN to provide nursing services for fees, compensation, or other consideration or who engage MS. CORRIGAN as a volunteer; or (4) as an

independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. CORRIGAN** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Duncan, Elizabeth A., P.N. 150041 (CASE #22-2621, #22-2036)

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that upon consideration of the charges stated against **ELIZABETH A. DUNCAN** in the Notice of Immediate Suspension and Opportunity for Hearing issued December 7, 2022; and the Notice of Opportunity for Hearing issued January 26, 2023 (Notices) and evidence supporting the charges, the Board find that **MS. DUNCAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the

Notices, and that **MS. DUNCAN's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. DUNCAN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. DUNCAN's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. DUNCAN's** license if **MS. DUNCAN** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. DUNCAN shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. DUNCAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. DUNCAN's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. DUNCAN's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Allen County Court of Common Pleas in Case Number CR2022 0145 and the Logan County Court of Common Pleas in Case Number CR22 03 0080.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

7. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. DUNCAN's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. MS. DUNCAN shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. DUNCAN's license, and a statement as to whether MS. DUNCAN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. DUNCAN's** license.

Monitoring

9. Abstain completely from 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. DUNCAN's** history. **MS. DUNCAN** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MS. DUNCAN's expense and on the day selected, blood, breath, hair 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. DUNCAN'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. DUNCAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. DUNCAN**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUNCAN**, **and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUNCAN and** submit the report directly to the Board.

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

Board prior to reinstatement.

Reporting Requirements for Suspension Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. DUNCAN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. DUNCAN's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. DUNCAN shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of her full compliance with the requirements imposed by the Allen County Court of Common Pleas in Case Number CR2022 0145 and the Logan County Court of Common Pleas in Case Number CR22 03 0080.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. DUNCAN's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. MS. DUNCAN shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. DUNCAN's license, and a statement as to whether MS. DUNCAN is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
5. **If a substance use disorder evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on MS. DUNCAN's license.**

Monitoring

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

8. Submit, at her expense, and on the day selected, blood, breath, hair 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. DUNCAN** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. DUNCAN**.

MS. DUNCAN shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. DUNCAN** *and* submit the report directly to the Board.
9. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
11. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. DUNCAN** does not work in a position within the State of Ohio for which a license to practice nursing is

required **shall not count** toward fulfilling the probationary period imposed by this Order.

12. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse.**
13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.**
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. Submit any and all information that the Board may request regarding **MS. DUNCAN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

20. Verify that the reports and documentation required by this Order are received in the Board office.

21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. DUNCAN's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. DUNCAN shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. DUNCAN to provide nursing services for fees, compensation, or other consideration or who engage MS. DUNCAN as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

DUNCAN's license. **MS. DUNCAN** 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. DUNCAN** has complied with all aspects of this Order; and (2) the Board determines that **MS. DUNCAN** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. DUNCAN** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. DUNCAN** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Huth, Terry L., P.N. 079724 (CASE #22-3614, #22-3637)

Action: It was moved by Member Matthew Carle, seconded by Member Tiffany Knepper, that upon consideration of the charges stated against **TERRY L. HUTH** in the Notice of Immediate Suspension and Opportunity for Hearing issued February 13, 2023; and the Notice of Opportunity for Hearing issued March 16, 2023, and evidence supporting the charges, the Board find that **MS. HUTH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. HUTH's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. HUTH's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. HUTH's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. HUTH's** license if **MS. HUTH** submits a written request for

reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. HUTH shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HUTH**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. HUTH's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. HUTH's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Stark County Court of Common Pleas in Case Number 2022CR2100.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. HUTH's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the

evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. HUTH** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. HUTH's** license, and a statement as to whether **MS. HUTH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. HUTH's** license.

Monitoring

9. Abstain completely from 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. HUTH's** history. **MS. HUTH** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. HUTH's** expense and on the day selected, blood, breath, hair 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. HUTH'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. HUTH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. HUTH**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including

addresses and telephone numbers; and

- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HUTH**, *and* submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HUTH** *and* submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. HUTH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. HUTH's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. HUTH shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of her full compliance with the requirements imposed by the Stark County Court of Common Pleas in Case Number 2022CR2100.

Evaluations

4. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. HUTH's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee

and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. HUTH** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. HUTH's** license, and a statement as to whether **MS. HUTH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. HUTH's** license.

Monitoring

6. Abstain completely from 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. HUTH's** history. **MS. HUTH** shall self-administer prescribed drugs only in the manner prescribed.
7. Abstain completely from the use of alcohol or any products containing alcohol.
8. Submit, at her expense, and on the day selected, blood, breath, hair 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. HUTH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. HUTH**.

MS. HUTH shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48)

hours of being treated by another practitioner;

- c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HUTH and** submit the report directly to the Board.
9. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

10. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
11. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. HUTH** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
12. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. Submit any and all information that the Board may request regarding **MS. HUTH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

20. Verify that the reports and documentation required by this Order are received in the Board office.
21. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. HUTH's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. HUTH shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. HUTH** to provide nursing services for fees, compensation, or other consideration or who engage **MS. HUTH** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. HUTH** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Kovalchik, Joyce A., R.N. 182906 (CASE #22-5900)

Action: It was moved by Member Tiffany Knepper, seconded by Member Gina Woods, that upon consideration of the charges stated against **JOYCE A. KOVALCHIK** in the Notice of Opportunity for Hearing issued March 16, 2023 (Notice) and evidence supporting the charges, the Board find that **MS. KOVALCHIK** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. KOVALCHIK's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. KOVALCHIK's license is suspended for an indefinite period of time.

The Board may reinstate **MS. KOVALCHIK's** license if **MS. KOVALCHIK** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. KOVALCHIK shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. Submit documentation of her full compliance with the terms and conditions imposed by the Proposed Consent Agreement/Order issued by the West Virginia Board of Examiners for Registered Professional Nurses and that her West Virginia license is current, valid, and unrestricted.
5. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. Submit any and all information that the Board may request regarding **MS. KOVALCHIK's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
10. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

11. Verify that the reports and documentation required by this Order are received in the Board office.
12. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
13. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Solt, Jane E., R.N. 243781 (CASE #22-2677)

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, that upon consideration of the charges stated against **JANE E. SOLT** in the Notice of

Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. SOLT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. SOLT's** license to practice nursing as a registered nurse be **REPRIMANDED**.

MS. SOLT shall:

1. Submit documentation of her full compliance with the requirements imposed by the Franklin County Court of Common Pleas in Case Number 20CR 3355.
2. **Within six (6) months of the effective date of this Order**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: three (3) hours Critical Thinking, four and a half (4.5) hours Upholding the Standard: Professional Accountability in Nursing, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.
3. **Within ninety (90) days of the effective date of this Order**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Haymon, Jacqueline, P.N. 168003 (CASE #22-3957)

Action: It was moved by Member Shawn Livingston, seconded by President Erin Keels, that upon consideration of the charges stated against **JACQUELINE HAYMON** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. HAYMON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. HAYMON's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

SUSPENSION OF LICENSE

MS. HAYMON's license is suspended for an indefinite period of time.

The Board may reinstate **MS. HAYMON's** license if **MS. HAYMON** submits a written

request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. HAYMON shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. Submit documentation of her full compliance with the terms and conditions imposed by the Final Decision and Default Order issued by the New Mexico Board of Nursing and that her New Mexico license is current, valid, and unrestricted.
5. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

Reporting Requirements for Suspension Period

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. Submit any and all information that the Board may request regarding **MS. HAYMON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
10. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

11. Verify that the reports and documentation required by this Order are received in the Board office.
12. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
13. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Sumner, Melinda M., P.N. 169761 (CASE #22-3655)

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that upon consideration of the charges stated against **MELINDA M. SUMNER** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. SUMNER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. SUMNER's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. SUMNER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. SUMNER's license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate **MS. SUMNER's** license if **MS. SUMNER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. SUMNER shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. SUMNER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. SUMNER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. SUMNER's** completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluations

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. SUMNER's** expense, obtain a substance use disorder and mental health evaluation by a substance use disorder and mental health professional approved by the Board or its designee and, prior to the evaluation, provide the professional with a copy of this Order and the Notice. **MS. SUMNER** shall execute releases to

permit the professional to obtain any information deemed appropriate and necessary for the evaluation. The 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. SUMNER's** license, and a statement as to whether **MS. SUMNER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder and mental health 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 and restrictions on **MS. SUMNER's** license.

Monitoring

8. Abstain completely from 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. SUMNER's** history. **MS. SUMNER** shall self-administer the prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. SUMNER's** expense and on the day selected, blood, breath, hair 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. SUMNER'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. SUMNER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SUMNER**.
 - a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription

report for any and all substances prescribed, administered, or dispensed to **MS. SUMNER**, *and* submit the report directly to the Board.

- b. **After** initiating drug screening, be under a **continuing duty** to:
- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - iii. 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; and
 - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SUMNER** *and* submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MS. SUMNER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. SUMNER's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. SUMNER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. SUMNER's expense, obtain a substance use disorder and/or mental health evaluation by a substance use disorder and/or mental health professional approved by the Board or its designee and, prior to the evaluation, provide the professional with a copy of this Order and the Notice. MS. SUMNER shall execute releases to permit the professional to obtain any information deemed appropriate and necessary for the evaluation. The 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. SUMNER's** license, and a statement as to whether **MS. SUMNER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a substance use disorder and/or mental health evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder and/or mental health 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 and restrictions on **MS. SUMNER's** license.

Monitoring

5. Abstain completely from 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. SUMNER's** history. **MS. SUMNER** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. SUMNER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. SUMNER**.

MS. SUMNER shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- c. 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; and

- d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. SUMNER and** submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. SUMNER** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

16. Submit any and all information that the Board may request regarding **MS. SUMNER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. SUMNER's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. SUMNER shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. SUMNER** to provide nursing services for fees, compensation, or other consideration or who engage **MS. SUMNER** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. SUMNER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Venia, Alana J., P.N. 129850 (CASE #22-5807)

Action: It was moved by Member Jenny Heiser, seconded by Member Joseph Quackenbush, that upon consideration of the charges stated against **ALANA J. VENIA** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. VENIA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. VENIA's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for reinstatement set forth below, and following reinstatement, **MS. VENIA's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. VENIA's license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate **MS. VENIA's** license if **MS. VENIA** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. VENIA shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to

conduct a criminal records check of **MS. VENIA**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. VENIA's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. VENIA's** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of her full compliance with the requirements imposed by the Fulton County Court of Common Pleas in Case Number 22CR80.

Educational Requirements

6. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluations

7. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. VENIA's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. VENIA** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. VENIA's** license, and a statement as to whether **MS. VENIA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. VENIA's** license.

Monitoring

9. Abstain completely from 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. VENIA's** history. **MS. VENIA** shall self-administer the prescribed drugs only in the manner prescribed.

10. Abstain completely from the use of alcohol or any products containing alcohol.

11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. VENIA's** expense and on the day selected, blood, breath, hair 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. VENIA'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. VENIA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. VENIA**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. VENIA**, **and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or

dispensed to **MS. VENIA** and submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. VENIA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
17. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

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Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. VENIA's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. VENIA shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. VENIA's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. VENIA** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. VENIA's** license, and a statement as to whether **MS. VENIA** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. VENIA's** license.

Monitoring

5. Abstain completely from 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. VENIA's** history. **MS. VENIA** shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. VENIA** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. VENIA**.

MS. VENIA shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. VENIA and** submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. VENIA** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. VENIA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. VENIA's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. VENIA shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. VENIA to provide nursing services for fees, compensation, or other consideration or who engage MS. VENIA as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

Following the automatic suspension, the Board shall notify **MS. VENIA** via certified mail of the specific nature of the charges and automatic suspension of **MS. VENIA's** license. **MS. VENIA** 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. VENIA** has complied with all aspects of this Order; and (2) the Board determines that **MS. VENIA** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. VENIA** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. VENIA** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Clay, Amitha N., P.N. 160997 (CASE #22-3849)

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that upon consideration of the charges stated against **AMITHA N. CLAY** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. CLAY** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. CLAY's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. CLAY's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the **previously imposed Temporary Practice Restrictions and Temporary Narcotic Restrictions**, set forth below.

SUSPENSION OF LICENSE

MS. CLAY's license is suspended for an indefinite period of time.

The Board may reinstate **MS. CLAY's** license if **MS. CLAY** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. CLAY shall:

1. Comply with the conditions for reinstatement set forth in the Order issued to **MS. CLAY** by the Board on May 26, 2022.
2. Pay a fine of five hundred dollars (\$500.00), payable online by credit or debit card.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. CLAY's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. CLAY shall:

1. Comply with the probationary terms and restrictions set forth in the Order issued to **MS. CLAY** by the Board on May 26, 2022.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. CLAY's license is subject to the previously imposed Temporary Practice Restrictions and Temporary Narcotic Restriction:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

MS. CLAY shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. CLAY** to provide nursing services for fees, compensation, or

other consideration or who engage **MS. CLAY** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. CLAY** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Osborn, Holli M., R.N. 367114 (CASE #21-1085)

Action: It was moved by Member Matthew Carle, seconded by Member Tiffany Knepper, that upon consideration of the charges stated against **HOLLI M. OSBORN** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. OSBORN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that

MS. OSBORN's license to practice nursing as a registered nurse be **PERMANENTLY REVOKED**.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Fisher, Christy D., P.N. 130920 (CASE #22-4146)

Action: It was moved by Member Tiffany Knepper, seconded by Member Gina Woods, that upon consideration of the charges stated against **CHRISTY D. FISHER** in the a Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. FISHER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. FISHER's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. FISHER's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. FISHER's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. FISHER's** license if **MS. FISHER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. FISHER shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Educational Requirements

4. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

5. **Within ninety (90) days immediately prior to requesting reinstatement, at MS. FISHER's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MS. FISHER shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether MS. FISHER should abstain from alcohol and whether MS. FISHER should attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on MS. FISHER's license, and a statement as to whether MS. FISHER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. FISHER's** license.

Monitoring

7. Abstain completely from 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. FISHER's** history. **MS. FISHER** shall self-administer the prescribed drugs only in the manner prescribed.

8. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. FISHER's** expense and on the day selected, blood, breath, hair 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. FISHER'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. FISHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. FISHER**.
 - a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FISHER**, **and** submit the report directly to the Board.
 - b. **After** initiating drug screening, be under a **continuing duty** to:
 - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - iii. 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; and
 - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FISHER and** submit the report directly to the

Board.

10. **If recommended by the substance use disorder professional**, 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 provide satisfactory documentation of such attendance to the Board prior to reinstatement.

Reporting Requirements for Suspension Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MS. FISHER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
15. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. FISHER's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. FISHER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MS. FISHER's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MS. FISHER shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. FISHER's license, and a statement as to whether MS. FISHER is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
4. **If a substance use disorder evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on MS. FISHER's license.**

Monitoring

5. Abstain completely from 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. FISHER's** history. **MS. FISHER** shall self-administer prescribed drugs only in the manner prescribed.

6. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. FISHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. FISHER**.

MS. FISHER shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FISHER and** submit the report directly to the Board.
8. **If recommended by the substance use disorder professional**, 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit

satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. FISHER** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. FISHER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

Compliance Unit

**Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. FISHER's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. FISHER shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. FISHER to provide nursing services for fees, compensation, or other consideration or who engage MS. FISHER as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

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

FAILURE TO COMPLY

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

As indicated above under Employment Conditions, any period during which **MS. FISHER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Fletcher, Sherry L., R.N. 324298 (CASE #23-0553)

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, that upon consideration of the charges stated against **SHERRY L. FLETCHER** in the Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. FLETCHER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. FLETCHER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. FLETCHER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year including the **Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. FLETCHER's license is suspended for an indefinite period of time.

The Board may reinstate **MS. FLETCHER's** license if **MS. FLETCHER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. FLETCHER shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FLETCHER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. FLETCHER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. FLETCHER's** completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorder, four (4) hours Documentation, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

6. **Within ninety (90) days immediately prior to requesting reinstatement, at MS.**

FLETCHER's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. FLETCHER** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. FLETCHER's** license, and a statement as to whether **MS. FLETCHER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. FLETCHER's** license.

Monitoring

8. Abstain completely from 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. FLETCHER's** history. **MS. FLETCHER** shall self-administer the prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, submit, at **MS. FLETCHER's** expense and on the day selected, blood, breath, hair 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. FLETCHER'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. FLETCHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. FLETCHER**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;

- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FLETCHER**, *and* submit the report directly to the Board.
- b. **After** initiating drug screening, be under a **continuing duty** to:
- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - iii. 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; and
 - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FLETCHER** *and* submit the report directly to the Board.

Reporting Requirements for Suspension Period

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MS. FLETCHER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
15. 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

sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. FLETCHER's** license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

PROBATIONARY TERMS AND RESTRICTIONS

MS. FLETCHER shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. FLETCHER's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. FLETCHER** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. FLETCHER's** license, and a statement as to whether **MS. FLETCHER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. FLETCHER's** license.

Monitoring

5. Abstain completely from 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. FLETCHER's** history. **MS. FLETCHER** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. FLETCHER** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. FLETCHER**.

MS. FLETCHER shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- c. 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; and

- d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. FLETCHER** *and* submit the report directly to the Board.

Employment Conditions

8. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
9. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. FLETCHER** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
10. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
11. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
12. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. FLETCHER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

16. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. FLETCHER's license is subject to the following License Restrictions:

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. FLETCHER shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. FLETCHER** to provide nursing services for fees, compensation, or other consideration or who engage **MS. FLETCHER** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. FLETCHER 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. FLETCHER's** suspension shall be lifted and **MS. FLETCHER's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. FLETCHER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. FLETCHER** via certified mail of the specific nature of the charges and automatic suspension of **MS. FLETCHER's** license. **MS. FLETCHER** 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. FLETCHER** has complied with all aspects of this Order; and (2) the Board determines that **MS. FLETCHER** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. FLETCHER** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. FLETCHER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Damron, Derick J., R.N. 467999 (CASE #22-1866)

Action: It was moved by Member Shawn Livingston, seconded by President Erin Keels, that upon consideration of the charges stated against **DERICK J. DAMRON** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. DAMRON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. DAMRON's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MR. DAMRON's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MR. DAMRON's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MR. DAMRON's** license if **MR. DAMRON** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MR. DAMRON shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. DAMRON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. DAMRON's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. DAMRON's** completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

6. **Within ninety (90) days immediately prior to requesting reinstatement, at MR. DAMRON's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MR. DAMRON shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. DAMRON's license, and a statement as to whether MR. DAMRON is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MR. DAMRON's** license.

Monitoring

8. Abstain completely from 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. DAMRON's** history. **MR. DAMRON** shall self-administer the prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement, submit, at MR. DAMRON's expense and on the day selected, blood, breath, hair 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. DAMRON'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. DAMRON shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for MR. DAMRON.**

- a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. DAMRON**, **and** submit the report directly to the Board.
- b. **After** initiating drug screening, be under a **continuing duty** to:
 - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - iii. 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; and
 - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. DAMRON** **and** submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

14. Submit any and all information that the Board may request regarding **MR. DAMRON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MR. DAMRON's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MR. DAMRON shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request, at MR. DAMRON's expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. MR. DAMRON shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. DAMRON's license, and a statement as to whether MR. DAMRON is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.**
4. **If a substance use disorder evaluation is requested, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on MR. DAMRON's license.**

Monitoring

5. Abstain completely from 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. DAMRON's** history. **MR. DAMRON** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at his expense, and on the day selected, blood, breath, hair 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. DAMRON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. DAMRON**.

MR. DAMRON shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. DAMRON** and submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. DAMRON** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.

13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MR. DAMRON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MR. DAMRON's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. DAMRON shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MR. DAMRON to provide nursing services for fees, compensation, or other consideration or who engage MR. DAMRON as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MR. DAMRON 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. DAMRON's** suspension shall be lifted and **MR. DAMRON's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. DAMRON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. DAMRON** via certified mail of the specific nature of the charges and automatic suspension of **MR. DAMRON's** license. **MR. DAMRON** 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. DAMRON** has complied with all aspects of this Order; and (2) the Board determines that **MR. DAMRON** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. DAMRON** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. DAMRON** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

Mauch, Lisa Ann, R.N. 321085 (CASE #22-3269)

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that upon consideration of the charges stated against **LISA ANN MAUCH** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. MAUCH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. MAUCH's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. MAUCH's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

SUSPENSION OF LICENSE

MS. MAUCH's license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. MAUCH's** license if **MS. MAUCH** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

CONDITIONS FOR REINSTATEMENT

MS. MAUCH shall:

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. MAUCH**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. MAUCH's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. MAUCH's** completed criminal records check, including the FBI check, is received by the Board.

Educational Requirements

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Substance Use Disorders, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Evaluation

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. MAUCH's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. MAUCH** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. MAUCH's** license, and a statement as to whether **MS. MAUCH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. MAUCH's** license.

Monitoring

8. Abstain completely from 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. MAUCH's** history. **MS. MAUCH** shall self-administer the prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. MAUCH's** expense and on the day selected, blood, breath, hair 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. MAUCH'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. MAUCH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. MAUCH**.
 - a. **Prior** to initiating drug screening:
 - i. Provide a copy of this Order to all treating practitioners;
 - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
 - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MAUCH**, **and** submit the report directly to the Board.
 - b. **After** initiating drug screening, be under a **continuing duty** to:
 - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

- iii. 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; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MAUCH** and submit the report directly to the Board.

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

Reporting Requirements for Suspension Period

- 12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
- 13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
- 14. Submit any and all information that the Board may request regarding **MS. MAUCH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
- 15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
- 16. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

- 17. Verify that the reports and documentation required by this Order are received in the Board office.
- 18. Inform the Board **within five (5) business days**, in writing, of any change in

residential or home address or telephone number.

19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. MAUCH's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

PROBATIONARY TERMS AND RESTRICTIONS

MS. MAUCH shall:

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

Evaluations

3. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. MAUCH's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. MAUCH** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder 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. MAUCH's** license, and a statement as to whether **MS. MAUCH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder 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 and restrictions on **MS. MAUCH's** license.

Monitoring

5. Abstain completely from 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. MAUCH's** history. **MS. MAUCH** shall self-administer prescribed drugs only in the manner prescribed.
6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair 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. MAUCH** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. MAUCH**.

MS. MAUCH shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
 - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
 - c. 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; and
 - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. MAUCH and** submit the report directly to the Board.
8. 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 provide satisfactory documentation of such attendance to the Board every six (6) months.

Employment Conditions

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. MAUCH** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

Reporting Requirements for Probationary Period

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. MAUCH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. 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. 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 sent by email to: monitoring@nursing.ohio.gov or by mail to:

**Compliance Unit
Ohio Board of Nursing
17 South High Street, Suite 660
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. 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.

LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, MS. MAUCH's license is subject to the following License Restrictions:

Temporary Narcotic Restriction

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

Temporary Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MAUCH shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. MAUCH to provide nursing services for fees, compensation, or other consideration or who engage MS. MAUCH as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, MS. MAUCH 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. MAUCH's** suspension shall be lifted and **MS. MAUCH's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. MAUCH** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. MAUCH** via certified mail of the specific nature of the charges and automatic suspension of **MS. MAUCH's** license. **MS. MAUCH** 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. MAUCH** has complied with all aspects of this Order; and (2) the Board determines that **MS. MAUCH** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. MAUCH** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. MAUCH** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 27th day of July 2023.

VOLUNTARY RETIREMENTS

Action: It was moved by Member Tiffany Knepper, seconded by Member Gina Woods, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case:

Neal, Jennifer, P.N. 151465 (CASE #22-4799).

Motion adopted by a majority vote of the Board members present with Member Candy Sue Rinehart abstaining.

MONITORING

RELEASE FROM SUSPENSION/PROBATION

Action: It was moved by President Erin Keels, seconded by Member Jenny Heiser, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) and Adjudication Order(s):

Campbell, Ilisa, P.N. 173789 (CASE #20-2529); Poling, Lindsey, P.N. 140616 (CASE #17-2552); Ali, Porsha, P.N. 174905 (CASE #19-8138); Butcher, Courtney, P.N. 119951 (CASE #20-2978); Davis, Precious, P.N. 164786 (CASE #20-3076, #20-2889); Miano, Bonnie, R.N. 379298 (CASE #16-5811); Toomey, Amanda, R.N. 505300 (CASE #21-2324); Vavrus, Becky, R.N. 507031 (CASE #21-2774); Synovec, Jennifer, R.N. 441167 (CASE #20-5194); Willett, Sha, P.N. 156579 (CASE #21-1660); Grubb, Erin, P.N. 182440 (CASE #21-6204, #21-6175); Worthington, Janea, P.N. 182656 (CASE #22-0514); Cline, Courtney, R.N. 373037 (CASE #21-0160); Milledge, Daron, R.N. 351227 (CASE #17-4242, #17-0679, #17-2733); Bofah, Kwadwo, R.N. 500531, P.N. 164306 (CASE #21-0900).

Motion adopted by a majority vote of the Board members present with Candy Sue Rinehart abstaining.

RELEASE OF SUSPENSION/PROBATION – EARLY RELEASE

Action: It was moved by Member Jenny Heiser, seconded by President Erin Keels, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be released early from their Consent Agreement(s):

Wolfe, Amanda, R.N. 357108 (CASE #22-0298); Tackett, Willard, R.N. 420605, P.N. 155354 (CASE #19-1925).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

RELEASE FROM SUSPENSION/PROBATION - PERMANENT PRACTICE RESTRICTIONS REMAIN

Action: It was moved by Member Joseph Quackenbush, seconded by Member Jenny Heiser, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) with the exception of the permanent practice restrictions that will remain in effect:

Bolling, Beverly, R.N. 231628 (CASE #19-3274); Ringenbach, Laura, R.N. 318002 (CASE #19-2790, 18-5454).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE – PERMANENT PRACTICE RESTRICTIONS REMAIN

Action: It was moved by Member Matthew Carle, seconded by Member Joseph Quackenbush, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be released early from the Consent Agreement with the exception of the permanent practice restrictions that will remain in effect:

Filo, Kelly, R.N. 354291 (CASE #18-6704, #18-3638, #19-2421).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

RELEASE FROM TEMPORARY NARCOTIC RESTRICTION

Action: It was moved by Member Joseph Quackenbush, seconded by Member Matthew Carle, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction within their Consent Agreement(s):

Kunk, Stacey, P.N. 112006 (CASE #19-5000, #19-0494); Hand, Katie, P.N. 166285 (CASE #18-3676, #18-1212; #18-2601).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT

Action: It was moved by Member Matthew Carle, seconded by Member Tiffanty Knepper, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of their Consent Agreement(s):

Due, Lauren, R.N. 347549 (CASE #21-1150); Simpson, Kelley, R.N. 403243 (CASE #18-3164, #18-2994); Hinojosa, Jacob, R.N. 440644 (CASE #22-3725); Cannon, Matthew, R.N. 464011, P.N. 165709 (CASE #21-6496); Mattox, Megann, R.N. 306994 (CASE #18-0081); Smith, Kathryn, P.N. 124140 (CASE #16-4345); Kidwell, Linsey, P.N. 168080 (CASE #21-6163).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

REINSTATEMENT REQUEST PER CONDITIONS OF ADJUDICATION ORDER

Action: It was moved by Member Matthew Carle, seconded by Member Tiffany Knepper, that the following, with the recommendation by Member Candy Rinehart Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of their Adjudication Order(s):

Fuqua, Lisa, R.N. 311127 (CASE #18-6431); Hillard, Kimberly, P.N. 139165 (CASE #21-6746, #21-5484).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

MOTION TO APPROVE

Action: It was moved by Member Tiffany Knepper, seconded by Member Gina Woods, that the Board accept the following approvals made by Member Candy Rinehart Supervising Member for Disciplinary Matters:

Miller, Jamie, R.N. 328641 (CASE #18-4118) – Approval to accept position as supervising practitioner.

Youngless, Theresa, P.N. 138359 (CASE #17-6014) – Approval to accept nursing position with Bridgeway Firm Global Staffing at Crestwood Care Center in Shelby.

Skidmore, Andrea, P.N. 154288 (CASE #20-4730) – Approval to accept nursing position in home health with Primary Care Nursing Services, Inc.

Young, Andrea, R.N. 370909, APRN-CNP 026078 (CASE #22-0242, #21-6920) – Approval to accept APRN nursing position with Therapyease in Columbus.

Hawkins, Thomas, R.N. 331388 (CASE #19-7870) – Approval to accept nursing position in home health with Reliable Home Healthcare.

Cash, Michele, R.N. 277440, APRN-CNP 06649, APRN-CNS 07213 (CASE #22-4606, #22-3045, #22-3798) - Approval to work as a nurse.

Paris, Sherry, P.N. 107559 (CASE #21-5569) - Approval to work as a nurse.

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

MISCELLANEOUS MONITORING MOTIONS

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, the Board approve the following, as recommended by Member Candy Rinehart Supervising Member for Disciplinary Matters:

Dunn, Brandi, R.N. 356001 (CASE #09-3958) - Early release from the probationary terms of the November 2009 Consent Agreement based on completion of a nurse refresher course. The Permanent Practice Restrictions remain in effect.

Setser, Cynthia, P.N. 123212 (CASE #20-1561, #20-1559) - Release from the probationary terms and restrictions of the July 2020 Consent Agreement effective August 1, 2023.

Eminger, Michael, R.N. 350855, APRN-CRNA 18662 (CASE #22-1841) - Release from the drug testing requirement in the July 2022 Consent Agreement.

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

COMPLETION OF REQUIREMENTS

Action: It was moved by Member Shawn Livingston, seconded by Member Gina Woods, that the Board approve prior completion of Reprimand Consent Agreements terms and restrictions for the following:

Bradford, Kaetlin, R.N. 454538, APRN-CRNA 18164 (CASE #21-3755); Schneider, Karyn, R.N. 174894 (CASE #20-3412); Pringle, Marilyn, R.N. 291218 (CASE #23-1016); Toland, Kami, R.N. 363829 (CASE #21-2794); Shakhan, Lucretia, P.N. 165235 (CASE #19-2831); Dadas, Lauren, R.N. 425245, APRN-CNP 0031894 (CASE #21-4271); Bertram, Elizabeth, R.N. 436704 (CASE #22-3348); Gallagher, Julie, R.N. 343412, APRN-CNP 024781 (CASE #22-1079); Woodard-Hill, Samaria, P.N. 158113 (CASE #22-2969, #21-1528); Queener, Kimberly, R.N. 167488, APRN-CRNA 07157 (CASE #21-4638); Davidson, Ciara, P.N. 164907 (CASE #22-3158); Renner, Tamara, R.N. 356296 (CASE #21-1623).

Motion adopted by a majority vote of the Board members present with Member Candy Rinehart abstaining.

REPORTS TO THE BOARD

Open Forum – Thursday, July 27, 2023

Jan Lanier, JD, RN, public policy liaison with ANA-Ohio, presented information regarding the upcoming ANA-Ohio Hackathon/Jeri Milstead Symposium, to be held November 3 through 5, 2023, at Miami University. ANA-Ohio's organizational goals include collaboration and informed advocacy along with several other important visions. Hackathons are used frequently within

certain sectors primarily in the STEM field, but less often within health care and rarely to address innovation from a policy perspective, where participants would brainstorm, prototype and pitch a creative solution to a challenge over the course of a couple of days; identify problems and embrace the problem. ANA is hoping to seek Board's participation to serve on a panel of judges to listen to the proposals from the participating teams and determine the winners. They would like the panel of judges to include a variety of perspectives and Board's role from a regulatory policy perspective. Member Carle suggested that they reach out to Department of Higher Education, the Governor's office and/or senate and house Education policy folks.

Other Reports

Compliance Protocols

Disciplinary Complaint Protocol – C-PRO-001

Chief Legal Counsel Lisa Eschbacher reviewed the proposed change to this Protocol concerning a complaint based on practicing on a lapsed license and what action should be taken against license. The Board agreed by general consensus that a fine be imposed on the license in the minimum of \$500 to a maximum of \$2,000.

Action: It was moved by Member Matthew Carle, seconded by Member Gina Woods that the Board approve Disciplinary Complaint Protocol C-PRO-001 as reviewed and amended during the April 2023 retreat and as agreed upon during this meeting. Motion adopted by unanimous vote of the Board members present.

Discipline Priorities and Guidelines Protocol – C-PRO-002

Action: It was moved by Member Gina Woods, seconded by Member Shawn Livingston, that the Board approve Discipline Priorities and Guidelines Protocol C-PRO-002 as reviewed and amended during the April 2023 retreat. Motion adopted by unanimous vote of the Board members present.

Settlement Conference Protocol C-PRO-003

Action: It was moved by Member Matthew Carle, seconded by Member Gina Woods, that the Board approve Settlement Conference Protocol C-PRO-003 as reviewed and amended during the April 2023 retreat. Motion adopted by unanimous vote of the Board members present.

Interpretive Guideline

Interpretive Guideline: Role of the Registered Nurse in Monitoring Obstetrical Patients Receiving Epidural Infusions

At the March 2023 meeting, the Board reviewed this Interpretive Guideline (IG) in the context of a comment received from the Ohio State Association of Nurse Anesthetists, requesting a revision to include infusion increase or decrease by registered nurses pursuant to an authorized provider order. The Board referred the matter to its Advisory Committee on Advanced Practice Registered Nursing for review and

recommendation. The Board considered options to approve or not approve the IG or convene a Board Committee on Practice to further vet the requested revision.

Action: It was moved by Member Tiffany Knepper, seconded by Member Shawn Livingston, that the Board approve the Interpretive Guideline, Role of the Registered Nurse in Monitoring Obstetrical Patients Receiving Epidural Infusions as revised. Motion adopted by unanimous vote of the Board members.

GENERAL INFORMATION (FYI)

The Board reviewed the general information items.

BOARD GOVERNANCE

Advisory Committee on Advanced Practice Registered Nursing

Action: It was moved by President Erin Keels, seconded by Member Candy Rinehart, that the Board appoint Member Tiffany Knepper as the Board member representative to the Advisory Committee on Advanced Practice Registered Nursing, to a two-year term. Motion adopted by unanimous vote of the Board members present.

Board Meeting Dates 2025

The schedule for the 2025 meeting dates was provided.

EVALUATION OF MEETING AND ADJOURNMENT

On Wednesday, July 26, 2023, the meeting adjourned at 11:12 a.m. On Thursday, July 27, 2023, the meeting adjourned at 10:31 a.m.

Erin Keels, DNP, APRN-CNP
President

Erin L. Keels DNP, APRN-CNP

Attest:

Marlene Anielski, MBA, OCPM
Executive Director

Marlene Anielski, MBA, OCPM