

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) STIPULATED ORDER FOR
Susan Cunningham, RN APRN-NP) PROBATION
)
License No. 095007201RN)
201608738NP-PP	Reference No. 2023040178

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Registered Nurses and Nurse Practitioners. Susan Cunningham (Licensee) was issued a Registered Nurse License on December 11, 1995 and issued a Nurse Practitioner License on October 24, 2016 by the Oregon State Board of Nursing.

On or about April 20, 2023, the Board received information alleging that Licensee inappropriately prescribed controlled substances and potentially exhibited unsafe prescribing practices. After a chart review of five medical records of patients under the licensee's care, it was determined that Licensee had failed to follow the standards of care. Licensee failed to document clinical decision making, rationale for diagnosis and treatments, and failed to adequately document re-evaluations of the plans. In addition, Licensee demonstrated unsafe prescribing practices regarding controlled substances.

Licensee neither admits nor denies alleged conduct, but the Board finds that Licensee's conduct is subject to discipline pursuant to the following:

ORS 678.111 (1)(f), and ORS 678.390(7) and OAR 851-045- 0070(1)(a), (2)(a)(e), (3)(c)(h)(q), (4)(a)(c), (7)(k)(A)(I) and OAR 851-055-0072 (1), (2)(c)(g)(i).

ORS 678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee. In the manner prescribed in ORS chapter 183 for a contested case:

(1) Issuance of the license to practice nursing, whether by examination or by indorsement, of any person may be refused or the license may be revoked or suspended or the licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the board may impose or may be issued a limited license or may be reprimanded or censured by the board, for any of the following causes:

(f) Conduct derogatory to the standards of nursing.

ORS 678.390 Authority of nurse practitioner and clinical nurse specialist to write prescriptions or dispense drugs.

(7) The authority to write prescriptions or dispense prescription drugs may be denied, suspended or revoked by the Oregon State Board of Nursing upon proof that the authority has been abused. The procedure shall be a contested case under ORS chapter 183. Disciplinary action under this subsection is grounds for discipline of the nurse practitioner or clinical nurse specialist in the same manner as a licensee may be disciplined under ORS 678.111.

851-045-0070 Conduct Derogatory to the Standards of Nursing Defined

(1) Conduct related to general fitness in the practice of nursing:

(a) Demonstrated incidents of violent, abusive, intimidating, neglectful or reckless behavior; or

(2) Conduct related to achieving and maintaining clinical competency:

(a) Failing to recognize standards of acceptable and prevailing nursing practice. Actual injury need not be established;

(e) Failure to remove oneself from practice when unable to practice with professional skill and safety.

(3) Conduct related to the client's safety and integrity:

(c) Failing to develop, implement or modify the plan of care;

(h) Assuming duties and responsibilities within the practice of nursing when competency in the performance of those duties and responsibilities has not been established or maintained;

(q) Failing to establish or maintain professional boundaries with a client;

(4) Conduct related to communication:

(a) Failure to document the practice of nursing in a timely, accurate, thorough, and clear manner;

(c) Failure to document data and information pertinent to a client's status;

(7) Conduct related to impaired function:

(k) Except as authorized through a medical order written by a person authorized to prescribe the medication:

(A) Possessing, obtaining, or attempting to obtain a prescription medication or controlled medication; or

(l) Unauthorized removal, attempted removal, or stealing of medications, supplies, property, or money from any person in the practice setting or one's employer;

851-055-0072 Conduct Derogatory to the Standards of Nursing of Prescriptive or Dispensing Privilege

(1) The Board may deny, suspend or revoke the authority to write prescriptions and/or dispense drugs for the causes identified in ORS 678.111(1) or with a preponderance of evidence that the authority has been abused.

(2) The abuse of the prescriptive or dispensing privilege constitutes conduct derogatory to nursing standards and is defined as:

(c) Prescribing, dispensing, or distributing drugs to an individual who is not the APRN's client unless written under Expedited Partner Therapy guidelines from the Department of Human Services; or under the Oregon Health Authority Programs to Treat Allergic Response, Hypoglycemia, or Opiate Overdose in ORS 433.800–433.830. An APRN client relationship is established through documentation of the client assessment, treatment plan, and ongoing evaluation plan;

(g) Prescribing, dispensing, administering, or distributing drugs in an unsafe or unlawful manner or without adequate instructions to the client according to acceptable and prevailing standards or practice;

(i) Failure to properly assess and document client assessment when prescribing, dispensing, administering, or distributing drugs;

The Board finds that the above allegations occurred and constitute violations of the Nurse Practice Act. Licensee wishes to cooperate with the Board in resolving the present disciplinary matter. The following will be proposed to the Oregon State Board of Nursing and is agreed to by Licensee:

That the Nurse Practitioner License of Susan Cunningham be placed on PROBATION.

Licensee must complete a twelve (12) month period of probation to begin upon Licensee's return to supervised practice at the level of a Nurse Practitioner. Licensee must practice a minimum of sixteen (16) hours per week on average, and no more than one (1.0) FTE cumulatively in setting(s) where Licensee is able to exercise the full extent of scope of duties in order to demonstrate whether or not Licensee is competent. Limited overtime may be approved on occasion.

Licensee must comply with the following terms and conditions of probation:

- 1) Licensee shall not violate the Nurse Practice Act (ORS 678) or the rules adopted thereunder.
- 2) Licensee shall have twenty-four (24) months from Board acceptance of this Stipulated Order to complete twelve (12) months of monitored practice.
- 3) Licensee shall notify Board staff, in writing, prior to any change of contact information which includes address, email address, and phone number.
- 4) Licensee shall maintain an active license.
- 5) Licensee shall inform Board staff in advance of any move from Oregon. If Licensee leaves the State and is unable to practice in the State of Oregon, Licensee's probationary status will be re-evaluated. If monitoring is approved and transferred to another Board of Nursing, Licensee shall successfully complete all requirements of the Board Order of the other jurisdiction. Licensee shall be required to ensure the Oregon State Board of Nursing receives quarterly reports documenting the Licensee's compliance. Failure to comply with this reporting requirement shall be considered a violation of this Order. While licensee practices in another state, those hours will only be counted toward her Oregon probation if the position meets the monitoring requirements per line nine (9) of this stipulated order.
- 6) Licensee shall maintain monthly contact by phone, electronic or virtual methods to designated Board staff for interviews during the probationary period. Frequency or type of contact may be reviewed and revised periodically at the discretion of Board staff. This includes being required to attend an in-person meeting.
- 7) Licensee shall notify Board staff of any citations, arrests, or convictions for any offense, whether a felony, misdemeanor, violation, or citation within ten (10) days of the occurrence.
- 8) Licensee shall inform current and prospective employers of the probationary status of Licensee's license, the reasons for Licensee's probation, and terms and conditions of probation. If there is a Nurse Executive, that person is to be informed of Licensee's probationary status. The Nurse Executive will receive a copy of the Stipulated Order for Probation when Licensee is employed.
- 9) Licensee shall work under the observation of one or more Supervising Licensed Practitioners, who are aware that the individual is on probation, and are readily available to observe Licensee's practice and provide assistance. If needed to obtain supervision, Licensee shall be responsible to hire at the Licensee's expense, a Board approved Supervising Licensed Practitioner, qualified to provide care for the patient population(s) of Licensee's clinical practice setting(s). The Board approved Supervising Licensed Practitioner(s) shall perform clinical oversight of all Licensee workplace(s) to include, but not limited to: scheduled site visits, records reviews, consultation services, quality assurance work, assessment of Licensee's any prescribing of controlled substances via PDMP review, and

random audits of a minimum of 40 charts or 10% across all practice settings, whichever is greater. The audits must include the records of patients receiving controlled substances prescribed by the Licensee, if available. The Supervising Licensed Practitioner shall agree to be available to provide telephone/video consultation to Licensee when not clinically present in the workplace.

10) The Board approved Supervising Licensed Practitioner(s) shall submit written evaluations of work performance (on forms provided by the Board) every three (3) months during the probationary period. The quarterly evaluation is expected to be received by Board staff within ten (10) days of the due date. If the evaluation is not timely received, Board staff will contact the Supervising Licensed Practitioner with a reminder. If Board staff is not in receipt of the report within five (5) business days from the reminder date, Licensee may be restricted from practicing as a Registered Nurse or Nurse Practitioner.

11) Licensee will not change supervising licensed practitioners or worksites without the approval of Board staff. This includes changes of the employer itself or changes within the facility or institution.

12) Between quarterly reporting periods, the Supervising Licensed Practitioner(s), shall inform Board staff of any instance of the Licensee's non-compliance with the terms and conditions of this Stipulated Order, or of any other concern there may be regarding Licensee's work-related conduct or personal behavior that may affect Licensee's ability to practice as a nurse practitioner.

13) Licensee shall notify Board staff when there is a change in status of employment including resignations, disciplinary actions, and terminations.

14) Licensee shall not be a nursing faculty member or an advance practice preceptor.

15) Licensee shall not be approved for enrollment in clinical practicum hours for the purposes of obtaining an additional degree or license.

16) Licensee shall cease practicing as a nurse if there are concerns about Licensee's ability to practice safely or at the request of Board staff. Practice may resume when approved by the Board staff, in consultation with Licensee's employer.

17) Licensee shall cooperate fully with the Board in the supervision and investigation of Licensee's compliance with the terms and conditions of this Stipulated Order.

18) At the Board's staff's request, upon reasonable concern that Licensee may be demonstrating signs of impairment, the Licensee shall provide a drug test. Failure to comply with quantitative urine, blood, hair, nail, or any other requested drug test shall result in Licensee's immediate removal from nursing practice. Licensee shall submit to observed tests to determine the presence of unauthorized substances immediately upon request by Board staff or Licensee's employer. Licensee shall sign any release of information necessary to ensure the Board will receive the results of such testing.

19) Licensee may take medication for a documented medical or mental health condition, provided that Licensee obtains such medication only by a legal prescription written for them by a person authorized by law to write such a prescription. Licensee will notify Board staff within three (3) days in the event Licensee is prescribed a new scheduled drug or a change in dose for any scheduled drug, and shall sign a release of information authorizing the prescribing person to communicate with Board staff about Licensee's medical or mental health condition. Licensee shall produce the medical records pertaining to the medical or mental health condition and medication use if requested. Licensee will discard any unused prescription medications when it is no longer needed or expired. Board staff may access Prescription Drug Monitoring Program (PDMP) records as needed to validate compliance with this provision.

20) Licensee shall incorporate the use of the Prescription Drug Monitoring Program (PDMP) into their practice by reviewing patient prescriptions prior to and during the prescribing of any controlled medications for patients. Licensee shall document in the medical record the utilization of the PDMP tool, any relevant findings, and adjustments to the plan of care.

21) Licensee shall utilize validated opioid screening tools, such as the PEG-3, SOAPP-R and the ORT when providing patients treatments or screening regarding pain management. Licensee shall document in the medical record the utilization of these tools, any relevant findings, and adjustments to the plan of care.

22) Licensee shall engage in and document informed consent prior to implementing treatment, as needed during treatment, and with any change in a patient's plan of care. Licensee shall document the informed consent process in the patient's medical record. This shall include regular use of written agreements with patients receiving controlled substances.

Licensee understands that the conduct resulting in the violations of law, described in this Stipulated Order are considered by the Board to be of a grave nature and if continued, constitutes a serious danger to public health and safety.

Licensee also understands that in the event Licensee engages in future conduct resulting in violations of the law or terms of probation the Board may take further disciplinary action against Licensee's license, up to and including revocation of Licensee's license to practice as a Nurse Practitioner.

Licensee understands that this Stipulated Order will be submitted to the Board of Nursing for approval and is subject to the Board's confirmation.

Licensee understands that by signing this Stipulated Order, Licensee waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Licensee acknowledges that no promises, representations, duress or coercion have been used to induce Licensee to sign this Stipulated Order.

Licensee understands that this Stipulated Order is a public record.

Licensee understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the National Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

Licensee has read this Stipulated Order, understands the Stipulated Order completely, and freely signs the Stipulated Order.

IT IS SO AGREED:



Susan Cunningham, RN APRN-NP

02/04/25

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON



Board President

Marcus Cooksey

2/19/25

Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of Godson Egungwu, CNA Certificate No. 202205515CNA))))	STIPULATED ORDER FOR VOLUNTARY SURRENDER Reference No. 2023060122
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The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Certified Nursing Assistants (CNAs), pursuant to ORS 678.010 to 678.448. Godson Egungwu (CNA) was issued a Nursing Assistant certificate by the Board on May 11, 2022.

On or about May 13, 2023, CNA committed the crime of Sexual Abuse In The Third Degree four times against a patient at work in Oregon. As a result, CNA was convicted of four counts of Sexual Abuse In The Third Degree on or about November 14, 2024.

By the above actions, CNA is subject to discipline pursuant to ORS 678.442(2)(a), (d), (f) and OAR 851-063-0090(1)(a), (3)(g), (8)(d) which provide as follows:

ORS 678.442 Certification of nursing assistants; rules.

(2) In the manner prescribed in ORS chapter 183, the board may revoke, suspend or deny a certificate issued under this section, reprimand a nursing assistant or place a nursing assistant on probation for a period of time and subject to any conditions specified by the board for the following reasons:

(a) Conviction of the certificate holder of a crime if the crime bears demonstrable relationship to the duties of a nursing assistant. A copy of the record of the conviction, certified to by the clerk of the court entering the conviction, shall be conclusive evidence of the conviction.

(d) Violation of any provisions of ORS 678.010 to 678.448 or rules adopted under ORS 678.010 to 678.448.

(f) Conduct unbecoming a nursing assistant in the performance of duties.

OAR 851-063-0090 Conduct Unbecoming a Nursing Assistant

A CNA, regardless of job location, responsibilities, or use of the title "CNA," whose behavior fails to conform to the legal standard and accepted standards of the nursing assistant profession, or who may adversely affect the health, safety or welfare of the public, may be found guilty of conduct unbecoming a nursing assistant. Such conduct includes but is not limited to:

(1) Conduct, regardless of setting, related to general fitness to perform nursing assistant authorized duties:

(a) Demonstrated incidents of violent, abusive, neglectful or reckless behavior; or

(3) Conduct related to client safety and integrity:

(g) Failing to respect the dignity and rights of the person receiving nursing services, regardless of social or economic status, age, race, religion, sex, sexual orientation, national origin, nature of health needs, other physical attributes, or disability;

(8) Conduct related to other federal or state statutes/rule violations:

(d) Abusing a person;

CNA wishes to cooperate with the Board in this matter and voluntarily surrender their Nursing Assistant certificate. Therefore, the following will be proposed to the Board and is agreed to by CNA:

That the voluntary surrender of the Nursing Assistant certificate of Godson Egungwu be accepted. If, after a minimum of three (3) years, they wish to reinstate their certificate, they may submit an application for reinstatement to the Board.

CNA agrees that they will not practice as a Certified Nursing Assistant from the date the Order is signed.

CNA understands that this Order will be submitted to the Board for its approval and is subject to the Board's confirmation.

CNA understands that by signing this Stipulated Order, they waive the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. CNA acknowledges that no promises, representations, duress or coercion have been used to induce the signing of this Order.

CNA understands that this Order is a document of public record.

CNA understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the National Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

CNA has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Voluntary Surrender.

[Redacted Signature]

Godson Egungwu, CNA

11/24/24

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

[Redacted Signature]

Aaron Green, CNA
Board President

Marcus Cooksey

2/19/25^{MC}

Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) STIPULATED ORDER FOR
Rachel Green Hopkins, RN) PROBATION
)
License No. 200842524RN) Reference No. 2024060196

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Registered Nurses.

Rachel Green Hopkins (Licensee) was issued a Registered Nursing License by the Oregon State Board of Nursing on August 27, 2008.

On or about June 7, 2024, the Board received a complaint that alleged Licensee removed narcotic medication from her place of employment for personal use.

During the month of May 2024, Pharmacy audit records showed that Licensee prematurely replaced multiple bottles of propofol. Documentation audit showed several unaccounted propofol bottles.

After several staff members observed Licensee displaying slurred speech and unusual behavior Licensee was placed on administrative leave. Facility conducted a search of Licensee's workplace locker and found multiple syringes with several gauge needles.

Licensee acknowledged she removed medication from the facility for personal use to address issues with sleeping. Licensee has since obtained medical care and is compliant with recommended treatment.

By the above actions, Licensee is subject to discipline pursuant to ORS 678.111(1)(f) and OAR 851-045-0070(8)(k)(l)(7)(b)(c) which read as follows:

ORS 678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee.

In the manner prescribed in ORS chapter 183 for a contested case:

(1) Issuance of the license to practice nursing, whether by examination or by indorsement, of any person may be refused or the license may be revoked or suspended or the licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the board may impose or may be issued a limited license or may be reprimanded or censured by the board, for any of the following causes:

(f) Conduct derogatory to the standards of nursing.

OAR 851-045-0070 Conduct Derogatory to the Standards of Nursing Defined – (eff. August 1, 2017 – July 1, 2024)

Conduct that adversely affects the health, safety, and welfare of the public, fails to conform to

legal nursing standards, or fails to conform to accepted standards of the nursing profession, is conduct derogatory to the standards of nursing. Such conduct includes, but is not limited to:

(7) Conduct related to impaired function:

(b) Practicing nursing when physical or mental ability to practice is impaired by use of a prescription or non-prescription medication, alcohol, or a mind-altering substance; or

(c) The use of a prescription or non-prescription medication, alcohol, or a mind-altering substance, to an extent or in a manner dangerous or injurious to the licensee or others or to an extent that such use impairs the ability to conduct safely the practice of nursing.

(8) Conduct related to other federal or state statute or rule violations:

(k) Possessing, obtaining, attempting to obtain, furnishing, or administering prescription or controlled medications to any person, including self, except as directed by a person authorized by law to prescribe medications;

(l) Unauthorized removal or attempted removal of medications, supplies, property, or money from anyone in the work place;

Licensee admits the above allegations occurred and constitutes violations of the Nurse Practice Act. Licensee wishes to cooperate with the Board in resolving the present disciplinary matter.

The following will be proposed to the Oregon State Board of Nursing and is agreed to by Licensee:

The Registered Nurse license of Rachel Hopkins will be placed on Probation. The Licensee's compliance with this agreement will be monitored by the Oregon State Board of Nursing from date of signature on the Stipulated Order. Licensee must complete a twenty-four (24) month period of probation to begin upon Licensee's return to supervised nursing practice at the level of a Registered Nurse. Licensee must practice a minimum of sixteen (16) hours per week on average, and no more than one (1.0) FTE in a setting where Licensee is able to exercise the full extent of scope of duties to demonstrate whether or not Licensee is competent. Limited overtime may be approved on occasion.

Licensee must comply with the following terms and conditions of probation:

1) Licensee shall not violate the Nurse Practice Act (ORS 678) or the rules adopted thereunder.

2) Licensee shall have thirty-six (36) months from Board acceptance of this Stipulated Order to complete twenty-four (24) months of monitored practice.

3) Licensee shall notify Board staff, in writing, prior to any change of contact information which includes address, email address, and phone number.

4) Licensee shall maintain an active license.

5) Licensee shall inform Board staff in advance of any move from Oregon. If Licensee leaves the State and is unable to practice in the State of Oregon, Licensee's probationary status will be re-evaluated. If monitoring is approved and transferred to another Board of Nursing,

Licensee shall successfully complete all requirements of the Board Order of the other jurisdiction. Licensee shall be required to ensure the Oregon State Board of Nursing receives quarterly reports documenting the Licensee's compliance. Failure to comply with this reporting requirement shall be considered a violation of this Order. While licensee practices in another state, those hours will only be counted toward her Oregon probation if the position meets the monitoring requirements per line ten (10) of this stipulated order.

6) Licensee shall maintain monthly contact by phone, electronic or virtual methods to designated Board staff for interviews during the probationary period. Frequency or type of contact may be reviewed and revised periodically at the discretion of Board staff. This includes being required to attend an in-person meeting.

7) Licensee shall notify Board staff of any citations, arrests, or convictions for any offense, whether a felony, misdemeanor, violation, or citation within ten (10) days of the occurrence.

8) Licensee will not look for, accept, or begin a new nursing position without the approval of Board staff. This includes changes of the employer itself or changes within the facility or institution

9) Licensee shall inform current and prospective employers of the probationary status of Licensee's license, the reasons for Licensee's probation, and terms and conditions of probation. If there is a Nurse Executive, that person is to be informed of Licensee's probationary status. The Nurse Executive will receive a copy of the Stipulated Order for Probation when Licensee is employed.

10) Licensee shall work under the direct observation of another licensed healthcare professional, who is aware that the individual is on probation, who is working in the same physical location (e.g. clinic, unit, building, etc.), is readily available to observe Licensee's practice and provide assistance and who has taken the required Board approved Monitor/Supervisor training. Licensee shall be employed in a setting where Licensee's nursing supervisor agrees to submit written evaluations of work performance (on forms provided by the Board) every three (3) months during the probationary period. The quarterly evaluation is expected to be received by Board staff within ten (10) days of the due date. If the evaluation is not timely received, Board staff will contact the employer with a reminder. If Board staff is not in receipt of the report within five (5) business days from the reminder date, Licensee may be restricted from practicing as a nurse.

11) Between quarterly reporting periods, the Nurse Executive or a person designated by Licensee's employer, shall inform Board staff of any instance of the Licensee's non-compliance with the terms and conditions of this Stipulated Order, or of any other concern there may be regarding Licensee's work-related conduct or personal behavior that may affect Licensee's ability to practice as a nurse.

12) Licensee shall notify Board staff when there is a change in status of employment including resignations, disciplinary actions, and terminations. Licensee shall immediately notify Board staff if they will be unable to meet the minimum monitored practice requirement of 16 hours

per week or 64 hours per month due to leave from work. The inability to meet the monitored practice requirement due to leave may extend the probationary period.

13) Licensee shall not have access to narcotics or controlled substances, carry the keys to narcotics storage, or administer narcotics at any time or under any circumstances or until Licensee receives written approval from Board staff.

14) Licensee shall not work in any practice setting in which on-site monitoring is not available. This generally includes home health agencies, traveling agencies, nursing float pools, temporary agencies, assisted living facilities, adult foster care, independent consulting contracts, home hospice, and night shifts outside of acute care settings.

15) Licensee shall not be a nursing faculty member or an advance practice preceptor.

16) Licensee shall not be approved for enrollment in clinical practicum hours for the purposes of obtaining an additional degree or license.

17) Licensee shall participate in and comply with any treatment recommendations set forth by a third party evaluator approved by the Board. Licensee shall ensure that Board staff receive monthly status reports from the treatment provider. Within fourteen (14) days of completing treatment, Licensee shall submit to Board staff a copy of Licensee's completion certificate or discharge summary. Licensee shall attend Narcotics Anonymous (NA), Alcoholics Anonymous (AA) or similar recovery program on a weekly basis and provide proof of attendance to Board staff. Licensee shall sign any release of information necessary to allow Board staff to communicate with Licensee's treatment provider and release Licensee's treatment records to the Board.

18) Licensee shall participate in the Board's random drug testing program. Failure to comply with random urine, blood, hair, nail, or any other requested drug test shall result in Licensee's immediate removal from nursing practice. Licensee shall submit to observed tests to determine the presence of unauthorized substances immediately upon request by Board staff or Licensee's employer. Licensee shall sign any release of information necessary to ensure the Board will receive the results of such testing. The presence of unauthorized substances may be considered a violation of the terms and conditions of this Stipulated Order. Upon request of Board staff, Licensee shall obtain a substance use disorder evaluation by a Board approved third party evaluator. Licensee understands that Licensee is financially responsible for any and all costs related to testing and evaluating. Licensee's failure to maintain an account in good standing with the Board's laboratory vendor shall be considered a violation of this Stipulated Order.

19) Licensee shall abstain from using alcohol and/or other intoxicating, mind altering, or potentially addictive drugs, including over-the-counter or prescription drugs while participating in the Board's random urine drug testing program, except as provided in Section 20 below. Licensee shall avoid any over-the-counter products and food items containing alcohol, THC including CBD products, and poppy seeds.

20) Licensee may take medication for a documented medical condition, provided that Licensee obtains such medication only by a legal prescription written by a person authorized by law to write such a prescription. Licensee will notify Board staff within 72 hours in the event Licensee is prescribed such medication, and shall sign a release of information authorizing the prescribing person to communicate with Board staff about Licensee's medical condition. Licensee shall produce the medical records pertaining to the medical condition and medication use. Licensee will discard any unused prescription medications when it is no longer needed or expired.

21) Licensee shall cease practicing as a nurse upon the occurrence of a relapse, or at the request of Board staff because of a relapse or relapse behavior. Practice may resume only when approved in writing by Board staff, in consultation with Licensee's employer.

22) Licensee shall notify any and all healthcare providers of the nature of Licensee's diagnoses to ensure that Licensee's health history is complete before receiving any treatment, including medical and dental. Licensee shall provide Board staff with the names and contact information of any and all health care providers. Licensee shall sign any release of information necessary to allow Board staff to communicate with Licensee's healthcare providers and release Licensee's medical and treatment records to the Board. Licensee is financially responsible for any costs incurred for compliance with the terms and conditions of this Stipulated Order.

23) Licensee shall notify Board staff at least three (3) business days prior to leaving town or going on vacation, with the exception of a family emergency.

24) Licensee shall cooperate fully with Board staff in the supervision and investigation of Licensee's compliance with the terms and conditions of this Stipulated Order. Licensee admits that the above allegations occurred and constitute violations of the Nurse Practice Act. Licensee wishes to cooperate with the Board in resolving the present disciplinary matter.

Licensee understands that the conduct resulting in the violations of law, described in this Stipulated Order are considered by the Board to be of a grave nature and if continued, constitutes a serious danger to public health and safety.

Licensee also understands that in the event Licensee engages in future conduct resulting in violations of the law or terms of probation the Board may take further disciplinary action against Licensee's license, up to and including revocation of Licensee's license to practice as a Registered Nurse.

Licensee understands that this Stipulated Order will be submitted to the Board of Nursing for approval and is subject to the Board's confirmation.

Licensee understands that by signing this Stipulated Order, Licensee waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Licensee acknowledges that no promises, representations, duress or coercion have been used to induce Licensee to sign this Stipulated Order.

Licensee understands that this Stipulated Order is a public record.

Licensee understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the National Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

Licensee has read this Stipulated Order, understands the Stipulated Order completely, and freely signs the Stipulated Order.

IT IS SO AGREED:



Rachel Green Hopkins, RN

01/29/25

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON



Marcus Cooksey, BSN, APRN, FNP
Board President

2/19/25

Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) STIPULATED ORDER FOR
Rebecca Herren, RN) VOLUNTARY SURRENDER
)
Licensee No. 201142200RN) Reference No. 833341

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including RNs, pursuant to ORS 678.010 through ORS 678.448.

Rebecca Herren (Licensee) was issued an RN license by the Board on July 27, 2011.

On or about January 10, 2020, the Board received information that Licensee had violated the Nurse Practice Act. Additional allegations were received through 2021 that were related to work performance and mental health concerns.

On March 16, 2022, the Board accepted Licensee's Stipulated Order for Probation requiring that Licensee complete twenty-four (24) months of monitored practice within thirty-six (36) months.

On February 10, 2025, Licensee requested to voluntarily surrender her RN license stating that she would be retiring from nursing. As of the date of Licensee's request, Licensee had not completed the required twenty-four (24) months of monitored practice.

By the above actions, Licensee is subject to discipline pursuant to ORS 678.111(1)(f)(g) and OAR 851-045-0070(10)(d) which reads as follows:

ORS 678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee. In the manner prescribed in ORS chapter 183 for a contested case, and except as provided in ORS 678.138:

(1) The Oregon State Board of Nursing may refuse to issue a license to practice nursing by examination or indorsement or a nurse internship license or may revoke or suspend a license, issue a limited license, censure or reprimand or place on probation, subject to any conditions imposed by the board, a person issued a license, for any of the following causes:

(f) Conduct derogatory to the standards of nursing.

(g) Violation of any provision of ORS 678.010 to 678.448 or rules adopted under ORS 678.010 to 678.448.

OAR 851-045-0070 Conduct Derogatory to the Standards of Nursing Defined

Conduct derogatory to the practice of nursing is conduct that adversely affects the health, safety, and welfare of the public; that fails to conform to OAR 851-045 scope and standards of practice; or that fails to conform to accepted standards of the nursing profession. Such conduct includes, but is not limited to:

- (10) Conduct related to the licensee's relationship with the Board:
(d) Violating the terms and conditions of a Board order;

Licensee wishes to cooperate with the Board in this matter and voluntarily surrender their RN License

Therefore, the following will be proposed to the Oregon State Board of Nursing and is agreed to by Rebecca Herren:

That the voluntary surrender of the RN License of Rebecca Herren be accepted. If, after a minimum of three (3) years, she wishes to reinstate her License, she may apply for reinstatement to the Board.

Licensee agrees that they will not practice as an RN from the date the Order is signed.

Licensee understands that this Order will be submitted to the Board of Nursing for its approval and is subject to the Board's confirmation.

Licensee understands that by signing this Stipulated Order, Licensee waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Licensee acknowledges that no promises, representations, duress or coercion have been used to induce the signing of this Order.

Licensee understands that this Order is a document of public record.

Licensee understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the National Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

Licensee has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Voluntary Surrender.


Rebecca Herren, RN

02/11/25

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON



Marcus Cooksey MSN, APRN, FNP
Board President

2/19/25
Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) STIPULATED ORDER FOR
Jessica Lynn Killian, RN) PROBATION - RE-ENTRY
)
License No. 200740650RN) Reference No. 2024050121

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including RNs and RN Applicants. Jessica Killian (Applicant) was issued a RN license by the Board on March 19, 2007.

Applicant signed a Stipulated Order for Probation of her RN license that was accepted by the Board on December 18, 2019, following a Board investigation into concerns related to substance use in the workplace.

On November 18, 2020, the Board revoked RN license after failing to comply with Board probation requirements.

On or about January 22, 2024, Applicant applied for reinstatement of their RN license.

By the above actions, Applicant, hereafter referred to as Licensee, is subject to discipline pursuant to ORS 678.111(1)(a)(c)(f)(g), OAR 851-001-0015(1)(2)(3)(4), OAR 851-031-0055(1)(a)(b)(c)(2)(3), OAR 851-031-0061(1)(2)(3)(4) and OAR 851-OAR 851-045-0070(7)(b)(c) which read as follows:

ORS 678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee.

In the manner prescribed in ORS chapter 183 for a contested case:

(1) Issuance of the license to practice nursing, whether by examination or by indorsement, of any person may be refused or the license may be revoked or suspended or the licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the board may impose or may be issued a limited license or may be reprimanded or censured by the board, for any of the following causes:

- (a) Conviction of the licensee of crime where such crime bears demonstrable relationship to the practice of nursing. A copy of the record of such conviction, certified to by the clerk of the court entering the conviction, shall be conclusive evidence of the conviction.
- (e) Impairment as defined in ORS 676.303.
- (f) Conduct derogatory to the standards of nursing.
- (g) Violation of any provision of ORS 678.010 to 678.445 or rules adopted thereunder.

OAR 851-001-0015 Petition for Reinstatement

A licensee or certificate holder whose license or certificate has been revoked or who voluntarily surrendered the license or certificate may be granted reinstatement under the

following conditions:

- (1) The license or certificate has been revoked or surrendered for a minimum period of three years;
- (2) The licensee or certificate holder has documented evidence of mitigation of the issues that originally brought the licensee or certificate holder to the Board's attention;
- (3) The individual seeking reinstatement has made application to the Board for reinstatement of the license/certificate; and
- (4) The individual seeking reinstatement agrees to any conditions that the Board determines necessary to demonstrate competence at the level of licensure or certification for which the individual is seeking reinstatement.

OAR 851-031-0055 License Reinstatement

- (1) An applicant for reinstatement of license must:
 - (a) Apply for reinstatement eligibility based upon Board order for revocation or signed stipulation for voluntary surrender and per OAR 851-001-0015.
 - (b) Complete and submit an application for reinstatement no sooner than three years after initiation of the revocation or voluntary surrender.
 - (c) Submit fingerprint-based national criminal background check as per OAR 851-031-0006
- (2)(e).
- (2) After receipt of all required licensing documents the application must be forwarded to the investigations department and assigned to a Board Investigator. Once the investigation is complete, a report will be submitted to the Board for consideration to grant or deny reinstatement.
- (3) If reinstatement is awarded by the Board, the licensee or certificate holder will be required to validate competency through re-entry into practice as per OAR 851-031-0061.

OAR 851-031-0061 Application for re-entry into practice and re-entry options

Applicants that have practiced but do not have 960 hours of practice in five years and are not eligible for license renewal or re-activation through any other means, may apply for re-entry into practice. Applicants for reinstatement must select a re-entry option regardless of the number of practice hours within a timeframe.

- (1) Complete an application for re-entry using the application and procedures provided by the Board; and,
- (2) Complete an additional application for a limited license and attend and pass a Board approved nursing re-entry program; or
- (3) Complete an additional application for a limited license and provide documentation of an individualized re-entry plan, to be approved by the Board, as described in OAR 851-031-0065; or
- (4) Pass the NCLEX-RN® or NCLEX-PN® within one year of re-entry application. Failure to pass the NCLEX-RN® or NCLEX-PN® within one year of application will require the submittal of another completed re-entry application.

OAR 851-045-0070 Conduct Derogatory to the Standards of Nursing Defined

Conduct that adversely affects the health, safety, and welfare of the public, fails to conform to legal nursing standards, or fails to conform to accepted standards of the nursing profession, is conduct derogatory to the standards of nursing. Such conduct includes, but is not limited to:

(7) Conduct related to impaired function:

(b) Practicing nursing when physical or mental ability to practice is impaired by use of a prescription or non-prescription medication, alcohol, or a mind-altering substance; or

(c) The use of a prescription or non-prescription medication, alcohol, or a mind-altering substance, to an extent or in a manner dangerous or injurious to the licensee or others or to an extent that such use impairs the ability to conduct safely the practice of nursing.

Applicant shall be placed on probation contingent upon successful completion of the three (3) conditions listed below within 21 days of the date the Board approves this Stipulated Order:

1) Contact a Board approved re-entry program, enroll in said re-entry program, and request confirmation of enrollment be sent directly to the Board.

2) Notify the re-entry program that Applicant is on Probation with the Board.

3) Submit the Limited License application and all required fees to the Board to begin licensing process.

Applicant acknowledges that absent completion of these conditions within the 21 day period their application shall be deemed denied.

Once the Limited License is issued, Applicant's compliance with this Stipulated Order will be monitored by the Board. Applicant must complete a twenty-four (24) month period of probation to begin upon Applicant's return to practice, including Applicant's practice under a Limited License while in the re-entry program, monitored as outlined below. Applicant must practice a minimum of sixteen (16) hours per week, and no more than a maximum of one (1.0) FTE. Applicant must practice in a setting where Applicant can exercise the full extent of Applicant's scope of practice, in order to demonstrate Applicant's competence. Limited overtime may be approved on occasion, at the discretion of Board staff.

In addition to the above conditions, Applicant shall comply with the following terms and conditions of probation:

1) Applicant shall not violate the Nurse Practice Act (ORS 678) or the rules adopted thereunder.

2) Applicant shall have thirty-six (36) months from Board's acceptance of this Stipulated Order to complete twenty-four (24) months of monitored practice.

3) Applicant shall notify Board staff, in writing, prior to any change of contact information which includes address, email address, and phone number.

4) Applicant shall maintain an active license.

5) Applicant shall inform Board staff in advance of any move from Oregon. If Applicant

leaves the state and is unable to practice in the state of Oregon, Applicant's probationary status will be re-evaluated. If monitoring is approved and transferred to another Board of Nursing, Applicant shall successfully complete all requirements of the Board Order of the other jurisdiction. Applicant shall be required to ensure the Board receives quarterly reports documenting the Applicant's compliance. Failure to comply with this reporting requirement shall be considered a violation of this Order. While Applicant practices in another state, those hours will only be counted toward her Oregon probation if the position meets the monitoring requirements per line ten (10) of this stipulated order.

6) Applicant shall maintain monthly contact by phone, electronic or virtual methods to designated Board staff for interviews during the probationary period. Frequency or type of contact may be reviewed and revised periodically at the discretion of Board staff.

7) Applicant shall notify Board staff of any citations, arrests, or convictions for any offense, whether felony, misdemeanor, violation, or citation within ten (10) days of the occurrence.

8) Applicant will not look for, accept, or begin a new nursing position without prior approval of Board staff. This includes changes of the employer itself or changes within the facility or institution.

9) Applicant shall inform current and prospective employers of the probationary status of Applicant's license, the reasons for Applicant's probation, and terms and conditions of probation. If there is a Nurse Executive, that person is to be informed of Applicant's probationary status. The Nurse Executive will receive a copy of the Stipulated Order for Probation when Applicant is employed.

10) Applicant shall work under the direct observation of another licensed healthcare professional, who is aware that the individual is on probation, is working in the same physical location (e.g. clinic, unit, building, etc.), is readily available to observe Applicant's practice and provide assistance and who has taken the required Board approved Monitor/Supervisor training. Applicant shall be employed in a setting where Applicant's nursing supervisor agrees to submit written evaluations of work performance (on forms provided by the Board) every three (3) months during the probationary period. The quarterly evaluation is expected to be received by Board staff within ten (10) days of the due date. If the evaluation is not timely received, Board staff will contact the employer with a reminder. If Board staff is not in receipt of the report within five (5) business days from the reminder date, Applicant may be restricted from practicing as a nurse.

11) Between quarterly reporting periods, the Nurse Executive or a person designated by Applicant's employer, shall inform Board staff of any instance of Applicant's non-compliance with the terms and conditions of this Stipulated Order or of any other concern regarding Applicant's work-related conduct or personal behavior that may affect Applicant's ability to perform the duties of a nurse.

12) Applicant shall notify Board staff when there is a change in status of employment, including resignations, disciplinary actions, and terminations.

13) Applicant shall not work in any practice setting when on-site monitoring is not available. This generally includes home health agencies, traveling agencies, float pools, temporary agencies, assisted living facilities, adult foster care, independent consulting contracts, home hospice, and night shifts outside of acute care settings.

14) Applicant shall not be a nursing faculty member or an advance practice preceptor.

15) Applicant shall not be approved for enrollment in clinical practicum hours for the purposes of obtaining an additional degree or license.

16) Applicant shall participate in and comply with any treatment recommendations set forth by a third party evaluator approved by the Board. Applicant shall ensure that Board staff receive monthly status reports from the treatment provider. Within fourteen (14) days of completing treatment, Applicant shall submit to Board staff a copy of Applicant's completion certificate or discharge summary. Applicant shall attend Narcotics Anonymous (NA), Alcoholics Anonymous (AA) or similar recovery program on a weekly basis and provide proof of attendance to Board staff. Applicant shall sign any release of information necessary to allow Board staff to communicate with Applicant's treatment provider and release Applicant's treatment records to the Board.

17) Applicant shall participate in the Board's random drug testing program. Failure to comply with random urine, blood, hair, nail, or any other requested drug test shall result in Applicant's immediate removal from nursing practice. Applicant shall submit to observed tests to determine the presence of unauthorized substances immediately upon request by Board staff or Applicant's employer. Applicant shall sign any release of information necessary to ensure the Board will receive the results of such testing. The presence of unauthorized substances may be considered a violation of the terms and conditions of this Stipulated Order. Upon request of Board staff, Applicant shall obtain a substance use disorder evaluation by a Board approved third party evaluator. Applicant understands that Applicant is financially responsible for any and all costs related to testing and evaluating. Applicant's failure to maintain an account in good standing with the Board's laboratory vendor shall be considered a violation of this Stipulated Order.

18) Applicant shall abstain from using alcohol and/or other intoxicating, mind altering, or potentially addictive drugs, including over-the-counter or prescription drugs while participating in the Board's random urine drug testing program, except as provided in **Section 20** below. Applicant shall avoid any over-the-counter products and food items containing alcohol, THC including CBD products, and poppy seeds.

19) Applicant may take medication for a documented medical condition, provided that Applicant obtains such medication only by a legal prescription written by a person authorized by law to write such a prescription. Applicant will notify Board staff within 72 hours in the event Applicant is prescribed such medication, and shall sign a release of information authorizing the prescribing person to communicate with Board staff about Applicant's medical condition. Applicant shall produce the medical records pertaining to the medical condition and medication use. Applicant will discard any unused prescription medications when it is no

longer needed or expired.

20) Applicant shall cease practicing as a nurse upon the occurrence of a relapse, or at the request of Board staff because of a relapse or relapse behavior. Practice may resume only when approved in writing by Board staff, in consultation with Applicant's employer.

21) Applicant shall notify any and all healthcare providers of the nature of Applicant's diagnoses to ensure that Applicant's health history is complete before receiving any treatment, including medical and dental. Applicant shall provide Board staff with the names and contact information of any and all health care providers. Applicant shall sign any release of information necessary to allow Board staff to communicate with Applicant's healthcare providers and release Applicant's medical and treatment records to the Board. Applicant is financially responsible for any costs incurred for compliance with the terms and conditions of this Stipulated Order.

22) Applicant shall notify Board staff at least three (3) business days prior to leaving town or going on vacation, with the exception of a family emergency.

23) Applicant shall cooperate fully with Board staff in the supervision and investigation of Applicant's compliance with the terms and conditions of this Stipulated Order.

Applicant understands that the conduct resulting in the violations of law described in this Stipulated Order are considered by the Board to be of a grave nature and, if continued, constitutes a serious danger to public health and safety.

Applicant understands that in the event Applicant engages in future conduct resulting in violations the terms of this Stipulated Order and/or the Nurse Practice Act, the Board may take further disciplinary action against Applicant's license, up to and including revocation of Applicant's license to practice as a Practical Nurse.

Applicant understands that this Stipulated Order will be submitted to the Board of Nursing for its approval and is subject to the Board's confirmation.

Applicant understands that by signing this Stipulated Order, Applicant waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Applicant acknowledges that no promises, representations, duress or coercion have been used to induce Applicant to sign this Stipulated Order.

Applicant understands that this Stipulated Order is a document of public record.

Applicant understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the Nurse Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

Applicant has read this Stipulated Order, understands this Stipulated Order completely, and freely signs this Stipulated Order.

IT IS SO AGREED:

[REDACTED]

Jessica Lynn Killian

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

[REDACTED]

~~Aaron Green, CNA~~
Board President

Marcus Coolsey

2/19/25

Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of Michael Lee, CNA (AKA: Michael Anthony Lee, II))))))	STIPULATED ORDER FOR VOLUNTARY SURRENDER
Certificate No. 202007574CNA		Reference No. 2024060199

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Certified Nursing Assistants, pursuant to ORS 678.010 to 678.448. Michael Lee (CNA) was issued a Nursing Assistant certificate by the Board on August 20, 2020.

Between June 1, 2024 and June 16, 2024, CNA committed the following crimes against patients while working as a Certified Nursing Assistant in Oregon: Sexual Abuse in the Second Degree, Sexual Abuse by Fraudulent Representation, Attempt to Commit Sexual Abuse by Fraudulent Representation, and Sexual Abuse in the First Degree. On June 20, 2024, CNA was arrested for felony Sexual Abuse in the First Degree; however, they failed to report this arrest to the Board within ten days. On October 10, 2024, CNA was convicted of all the above-mentioned crimes; however, they failed to report these convictions to the Board within ten days.

By the above actions, CNA is subject to discipline pursuant to ORS 678.442(2)(a)(d)(f) and OAR 851-063-0090(1)(a), (8)(d)(n)(o), which provide as follows:

ORS 678.442 Certification of nursing assistants; rules.

- (2) In the manner prescribed in ORS chapter 183, the board may revoke or suspend a certificate issued under this section or may reprimand a nursing assistant for the following reasons:
- (a) Conviction of the certificate holder of a crime where such crime bears demonstrable relationship to the duties of a nursing assistant. A copy of the record of such conviction, certified to by the clerk of the court entering the conviction, shall be conclusive evidence of the conviction.
 - (d) Violation of any provisions of ORS 678.010 to 678.448 or rules adopted thereunder.
 - (f) Conduct unbecoming a nursing assistant in the performance of duties.

OAR 851-063-0090 Conduct Unbecoming a Nursing Assistant

A CNA, regardless of job location, responsibilities, or use of the title "CNA," whose behavior fails to conform to the legal standard and accepted standards of the nursing assistant profession, or who may adversely affect the health, safety or welfare of the public, may be found guilty of conduct unbecoming a nursing assistant. Such conduct includes but is not limited to:

- (1) Conduct, regardless of setting, related to general fitness to perform nursing assistant authorized duties:
 - (a) Demonstrated incidents of violent, abusive, neglectful or reckless behavior;
 - (8) Conduct related to other federal or state statutes/rule violations:
 - (d) Abusing a person;

- (n) Failure to report to the Board the CNA's arrest for a felony crime within ten days of the arrest;
- (o) Failure to report to the Board the CNA's conviction of a misdemeanor or a felony crime within ten days of the conviction.

CNA wishes to cooperate with the Board in this matter and voluntarily surrender their Nursing Assistant certificate. Therefore, the following will be proposed to the Board and is agreed to by CNA:

That the voluntary surrender of the Nursing Assistant certificate of Michael Lee be accepted. CNA agrees to not submit any applications to the Board in the future including for reinstatement of Nursing Assistant certificate.

CNA agrees that they will not practice as a Certified Nursing Assistant from the date the Order is signed.


CNA understands that this Order will be submitted to the Board for its approval and is subject to the Board's confirmation.

CNA understands that by signing this Stipulated Order, they waive the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. CNA acknowledges that no promises, representations, duress or coercion have been used to induce the signing of this Order.

CNA understands that this Order is a document of public record.

CNA understands that federal law requires state licensing boards to report adverse actions (resulting from formal proceeding) to the National Practitioner Data Bank (NPDB) within 30 days from the date the action was taken.

CNA has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order, for Voluntary Surrender.


Michael Lee, CNA

12/3/24
Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON



~~Aaron Green, CNA~~
Board President

Marcus Cooksey

2/19/25

Date

PLEASE RETURN ALL PAGES OF THIS STIPULATED ORDER AFTER SIGNING

)
In the Matter of) FINAL ORDER OF REVOCATION
Nance L. Renwick, CNA) BY DEFAULT
)
)
License No. 200710894CNA) Reference No. 2023010038

Anonymous (NA), Alcoholics Anonymous (AA) or similar recovery program on a weekly basis and provide proof of attendance to Board staff; Condition 16 requiring that Certificate Holder participate in the Board's random drug testing program; Condition 17 requiring that Certificate Holder abstain from the use of alcohol while participating in the Board's random drug testing program.

3. On October 31, 2023, Certificate Holder sent an email to Board staff acknowledging she had consumed alcohol that month with her last date of use being October 10, 2023. By using alcohol through October 10, 2023, Certificate Holder violated Condition 17 of the Stipulated Order.
4. On March 29, 2024, Certificate Holder was scheduled to complete a PEth test however, Certificate Holder failed to complete the scheduled test. Certificate Holder has not participated in the Board's random drug testing program since 3/15/2024. By failing to complete the PEth test and participate in the Board's random drug testing program, Certificate Holder violated Condition 16 of the Stipulated Order.
5. Between March 2024 and June 2024, Certificate Holder failed to attend Narcotics Anonymous (NA), Alcoholics Anonymous (AA) or a similar recovery program weekly and provide documentation of attendance to Board staff. By failing to attend these programs, Certificate Holder violated Condition 16 of the Stipulated Order.
6. On October 8, 2024, Board staff mailed a Notice of Proposed Revocation to Certificate Holder via first-class and certified mail. Additionally, the Notice of Proposed Revocation of Certified Nursing Assistant Certificate was also sent via email to the address of record. The Notice granted Certificate Holder twenty (20) days from the date of the mailing of the Notice to request a hearing. The Notice informed Certificate Holder that if she notified the Board or Administrative Law Judge that she would not attend the hearing, the Board could issue a final order by default. The Notice also designated that the agency file would be the record for purposes of default.
7. On October 12, 2024, Certificate Holder requested a hearing.
8. The matter was referred to the Office of Administrative Hearings and an in-person hearing was scheduled for April 14-15, 2025. On January 20, 2025, Certificate Holder notified the ALJ and Board in writing that she would not be attending the hearing scheduled on April 14 through 15, 2025. On January 27, 2025, Certificate Holder withdrew her request for hearing and acknowledged that the hearing would be cancelled and the Board's Notice of Proposed Revocation of Certified Nursing Assistant Certificate would become final.

-II-

CONCLUSIONS OF LAW

1. That the Board has jurisdiction over the Certificate Holder, Nance Renwick, and over the subject matter of this proceeding.
2. That Certificate Holder's violations of Conditions 16 and 17 of the Stipulated Order is in violation of the following statutes and rules:

ORS 678.442 Certification of nursing assistants; rules.

(2) In the manner prescribed in ORS Chapter 183, the board may revoke, suspend or deny a certificate issued under this section, reprimand a nursing assistant on probation for a period of time and subject to any conditions specified by the board for the following reasons:

(d) Violation of any provisions of ORS 678.010 to 678.448 or rules adopted under ORS 678.010 to 678.448(f) Conduct unbecoming a nursing assistant in the performance of duties.

OAR 851-063-0090 Conduct Unbecoming a Nursing Assistant

ORS 670.280 authorizes the Board to discipline nursing assistant certificates for conduct that is not undertaken directly in the course of CNA duties, but that is substantially related to the fitness and ability of the applicant or CNA to engage in activities of the CNA profession for what a CNA certificate is required. Such conduct is considered to be conduct unbecoming a CNA, and includes, but is not limited to:

(10) Conduct related to the certification holder's relationship with the Board:

(d) Violating the terms and conditions of a Board Order.

3. That Certificate Holder defaulted on the Notice by withdrawing the hearing request and acknowledging, as a result, pursuant to ORS 183.417(3) and OAR 137-003-0670(1)(d), the Board may enter a Final Order by Default.

-III-


ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, and the Board being fully advised in the premises, it is hereby:

ORDERED that the Certified Nursing Assistant Certificate of Nance Renwick is REVOKED.

DATED this 19 day of February, 2025

FOR THE BOARD OF NURSING OF THE STATE OF OREGON


Marcus Cooksey, MSN, APRN, FNP
Board President

TO: Nance Renwick:

You are entitled to judicial review of this Order pursuant to ORS 183.482. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within sixty (60) days from the date of service of this Order.

If, after a minimum of three (3) years, you wish to reinstate your certificate, you may submit an application for reinstatement to the Board.