



Evaluation Report from the Health Professionals Assistance Program (“HPAP”) dated March 19, 2009. Sherry Grismer of HPAP provided testimony and answered questions in regards to the HPAP report and recommendations. Licensee also provided testimony and answered questions of the Board; and

WHEREAS, the Board has considered the Licensee’s request, the documents submitted, and Licensee’s own testimony and being fully advised in the premises;

NOW THEREFORE IT IS HEREBY ORDERED:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Order.
2. That the Licensee’s license to practice as a practical nurse in the State of South Dakota is hereby reinstated and placed on probationary status for sixty (60) months of active practice as a practical nurse.
3. That the Board hereby mandates Licensee’s continued participation in the Health Professionals Assistance Program for a period of five years of active nursing practice with credit for time of prior participation in the program, or from May, 2008.
4. All probationary monitoring and conditions in regards to this reinstatement, as well as clearance to return to employment, shall be set by the HPAP, and the Licensee shall fully comply with those terms and conditions.
5. After verification from the HPAP that the Licensee has completed all

monitoring terms, the Licensee may petition the Board for closure of her probation. The Licensee is not entitled to early closure of probation. The duration of the terms of probation as set by the HPAP shall not be less than the initial term of sixty (60) months, and it is recognized that the Board may require additional probationary time or additional terms upon completion of HPAP. Additionally, Licensee shall comply with the following conditions during her probation:

### **CONDITIONS**

1. Licensee shall at any time during the period of probation report in person to such meetings of the Board or to its designated representative as directed and otherwise fully cooperate with the Board or its representatives in terms of this probation.
2. The Licensee shall notify the Board, as well as the HPAP, in writing, within one (1) week of any change in nursing employment, personal address, and/or telephone number.
3. That the Licensee shall continue with her current psychological and psychiatric care with reports provided to the Board of Nursing and/or HPAP as requested.
4. Licensee shall pay for all costs and expenses in carrying out conditions of probation.
5. That within ten (10) days of the effective date of this order, Licensee shall be issued her LPN license by the Board office and it is to be stamped "PROBATION".

6. If the Licensee violates and terms of this probation, the Licensee agrees that the Board may take such action against Licensee's license as the Board deems necessary, up to and including an immediate suspension, additional probationary terms, revocation, or other disciplinary action.

7. Licensee shall not violate any law or regulation regarding the practice of nursing.

8. The Licensee shall not practice nursing in any State other than South Dakota which is a party state to the Nurse Licensure Compact, without prior written authorization from both the Board and the Nursing Regulatory Authority in the party state in which the Licensee desires to practice.

9. This probation also effects Licensee's practice privilege to practice in South Dakota should Licensee change her home state under the Nurse Licensure Compact and Licensee's practice privilege is subject to the same requirements set forth in this order as her South Dakota license.

IT IS HEREBY ORDERED that the above Reinstatement Order with Probation was adopted by the South Dakota Board of Nursing on the 7th day of April, 2009, by a vote of 11-0.

SOUTH DAKOTA BOARD OF NURSING

  
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Gloria Damgaard, Executive Director