

**SOUTH DAKOTA BOARD OF NURSING**

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IN THE MATTER OF THE LICENSURE :  
PROCEEDINGS :  
RE: SUZANNE LYMAN, R.N., CRNA : **ORDER OF REINSTATEMENT**  
 : **OF CRNA LICENSE WITH**  
 : **PROBATION**  
License Nos. R-027317, CR000507 :  
 :  
Licensee. :

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WHEREAS, Suzanne Lyman, RN, CRNA (“Licensee”), is licensed to practice as a Registered Nurse and a Certified Registered Nurse Anesthetist in the State of South Dakota and holds license numbers R-027317 and CR000507; and

WHEREAS, on February 7, 2007, the South Dakota Board of Nursing, (“Board”), accepted a Voluntary Surrender Consent Order of both the Licensee’s RN and CRNA licenses, signed by the Licensee on December 18, 2006. Said Voluntary Surrender Consent Order arose out of Licensee’s admitted diversion of Fentanyl for self use; and

WHEREAS, the Voluntary Surrender Consent Order suspended the Licensee’s RN and CRNA licenses for an indefinite period subject to a reinstatement request pursuant to SDCL § 36-9-57, as the Board in its discretion may determine; and

WHEREAS, the Licensee made a reinstatement request, in writing, dated August 7, 2007, and personally appeared before the Board on November 2, 2007, at which time the matter of Licensee’s reinstatement request was presented to the Board. An Order Denying Request for Reinstatement was issued by the Board on November 2, 2007; and

WHEREAS, Licensee made a second reinstatement request, in writing, dated March 13, 2008, and personally appeared before the Board on June 20, 2008, at which time the matter of Licensee's request for reinstatement was presented to the Board; and

WHEREAS, on June 20, 2008, following Licensee's reinstatement request and appearance before the Board, the Board entered an Order of Reinstatement of Licensee's RN License Only with continued participation in the Health Professional Assistance Program ("HPAP"); and

WHEREAS, the Licensee has made a reinstatement request of her CRNA license, in writing, dated August 21, 2010, and personally appeared before the Board on September 15, 2010, at which time the matter of Licensee's reinstatement request of her CRNA license was presented to the Board. The Licensee presented documentation supporting her reinstatement, including letters of recommendation, a detailed timeline and evaluation report from HPAP dated August 31, 2010. Char Skovlund, LPC-MH, CCDC III, QMHP, Executive Director of HPAP, provided testimony and answered questions in regards to the HPAP report, analysis, and recommendations. Tandra Baker, Facilitator of the HPAP support group, also provided testimony regarding Licensee's participation in that program and answered questions of the Board; and

WHEREAS, the Board has considered the Licensee's reinstatement request, the statement and documents provided by the Licensee, the previous Orders of the Board, HPAP's analysis and detailed report, as well as 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 certified registered nurse anesthetist ("CRNA") in the State of South Dakota is hereby reinstated and placed on Probationary status for three (3) years of active practice as a CRNA.
3. That the Board hereby mandates Licensee's continued participation in the Health Professionals Assistance Program ("HPAP") for a period of three (3) years, with the terms, conditions and stipulations to be set by the HPAP program as outlined in its report.
4. That all probationary terms and conditions, as well as clearance to return to employment and any restrictions on access to narcotics, shall be set by HPAP and the Licensee shall fully comply with these terms and conditions.
5. That once employed, HPAP will work with the employer in regards to the use and administration of an antagonist/mixed agonist to the Licensee. Administration is to be done by a qualified provider and such administration is to be witnessed.
6. That the Licensee be mandated to wear a medical alert bracelet to alert emergency personnel to the presence of antagonist in her system should she need emergency pain medication.
7. That HPAP may require hair sampling be done.

8. That 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 HPAP shall not be less than the initial term of three (3) years from the date of employment as a CRNA. It is recognized that the Board may require additional probationary time or additional terms upon completion of HPAP. In addition, the Licensee shall comply with the following conditions:

### **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. Licensee shall pay for all costs and expenses in carrying out the terms and conditions of probation.
4. That within ten (10) days of the effective date of this order, Licensee shall be issued her CRNA license by the Board office and it is to be stamped "PROBATION".
5. 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.

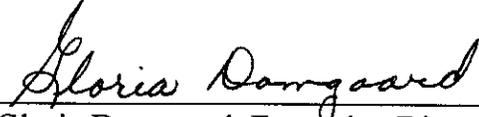
6. Licensee shall not violate any law or regulation regarding the practice of nursing.

7. 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.

8. 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 Order for Reinstatement of CRNA License with Probation was adopted by the South Dakota Board of Nursing on the 15th day of September 2010, by a vote of 7 yes, 0 no, and 1 recusal.

SOUTH DAKOTA BOARD OF NURSING

  
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Gloria Damgaard, Executive Director