

**STATE OF SOUTH DAKOTA  
DEPARTMENT OF COMMERCE AND REGULATION  
SOUTH DAKOTA BOARD OF NURSING**

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**IN THE MATTER OF THE LICENSURE  
PROCEEDINGS RE:**

**EDNA LOUISE MOYER, RN**

**License Number-R0332220**

**Licensee.**

**ORDER GRANTING  
LICENSURE  
WITH  
PROBATION**

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WHEREAS, EDNA LOUISE MOYER, RN ("Licensee"), is a registered nurse in the State of Missouri seeking licensure by endorsement into South Dakota; and

WHEREAS, Licensee made a request in writing for licensure by endorsement and was personally present at the Board's July 18, 2003, meeting at which time the matter of Licensee's application for licensure by endorsement and her probationary order from the Missouri Board of Nursing was presented to the Board, and Licensee presented statements and answered questions of the Board, and at said meeting Licensee responded to the issue of the Missouri probation and other issues raised; and

WHEREAS, the Board has considered such request, testimony, statements, documents and orders, and is 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. Licensee shall be issued a license by endorsement in South Dakota upon notification to the board that licensee has (a) signed and returned a Participation Agreement/Monitoring contract

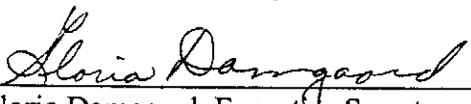
to the HPAP director; (b) paid the HPAP enrollment/participation fees, and (c) signed and returned NGPS forms and payment to the HPAP director. Licensee shall comply with all requirements of the Health Professionals Assistance Program ("HPAP"), which terms and conditions shall be set by HPAP and so long as HPAP determines such conditions are necessary and which monitoring conditions shall be fully complied with by Licensee. After verification from the HPAP that Licensee has fully completed all monitoring terms, Licensee may petition the Board to eliminate this requirement. The duration of the probation shall be set by the HPAP, but shall be at least 24 months. Licensee shall obtain the drug screens and evaluations requested by HPAP, and at any time if such drug screens or evaluations show Licensee is or may be a danger to herself or others, HPAP will report to the Board and the Board may take such other and further necessary action, up to and including a revocation of Licensee's License. Additionally, Licensee shall fully comply with all of the following probationary terms and conditions :

- (a) Licensee shall at any time during the period of this agreement and her monitoring by HPAP, report in person to such meetings of the Board or to its designated representatives as directed and otherwise fully cooperate with the Board or its representatives and the terms of this stipulation and order.
- (b) Licensee shall notify the Board, as well as the HPAP, in writing, within one week of any change of nursing employment, personal address and/or telephone number.
- (c) Licensee shall pay for all costs and expenses in carrying out any conditions of the probation.
- (d) Notwithstanding anything in this Order to the contrary, should the Licensee be convicted of a felony, which would be grounds for discipline under SDCL §36-9-49, either relating to the allegations herein or to any other actions or omissions of the Licensee, the Licensee agrees that the Board may take further action against Licensee's license, including, but not limited to immediate suspension. Licensee agrees to immediately inform the Board of the outcome of any criminal charges presently or hereafter pending against Licensee.
- (e) If Licensee violates any of the terms of this agreement or the HPAP monitoring contract, or fails to meet the deadlines specified therein, the Board may take action

against Licensee's license, including, but not limited, to immediate suspension, additional probation terms, revocation, or other disciplinary action.

- (f) All provisions and conditions of this Stipulation shall carry over to any license or privilege to practice in South Dakota that the Licensee receives pursuant to the multi-state nursing compact. (SDCL 36-9-92).
- (g) Licensee shall not violate any law or regulation regarding the practice of nursing.
- (h) Licensee shall execute all release of information forms as may be required by the Board or its designee.
- (i) Before any out-of-state practice or residence can be credited toward fulfillment of these terms and conditions, they must first be approved by the Board prior to leaving the state. If Licensee fails to receive such approval before leaving the state, none of the time spent out-of-state will be credited to the fulfillment of the terms and conditions of this Order.
- (j) If Licensee obtains a license issued solely or under joint regulatory powers by the Board, other than the license to which this Stipulation refers, at any time during the period of the probation, the terms of this probation shall apply to the other or additional licenses issued by the Board.
- (k) 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 wishes to practice.
- (l) Licensee shall abstain completely from the personal use of alcoholic beverages and from the personal use or possession of controlled substances as defined in South Dakota law, and dangerous drugs as defined by law, or any drugs requiring a prescription, except as otherwise approved by HPAP.

IT IS HEREBY ORDERED that the above Order was adopted the South Dakota Board of Nursing on the 18<sup>th</sup> day of July, 2003, by vote of 10 yes / absent

  
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Gloria Damgaard, Executive Secretary