

**STATE OF SOUTH DAKOTA
DEPARTMENT OF COMMERCE AND REGULATION
SOUTH DAKOTA BOARD OF NURSING and the
SOUTH DAKOTA BOARD OF MEDICAL & OSTEOPATHIC EXAMINERS**

IN THE MATTER OF THE LICENSURE
PROCEEDINGS RE:

REBECCA REED, R.N., C.N.P.
License No. R-025840
License No. CNP-0191

**FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER REVOKING
LICENSE**

Licensee.

The above-captioned matter having come before the South Dakota Board of Nursing on the Complaint for Revocation of Rebecca Reed's R.N. License and C.N.P. License, and before the South Dakota Board of Medical & Osteopathic Examiners on the basis of Rebecca Reed's C.N.P. License, and the Boards being fully advised in the premises, and the Boards having heard said matter at their regular meeting on the 16th day of September, 1999, and the Boards having been presented with the Complaint, Admission of Service, Notice of Hearing, and Stipulation of Rebecca Reed, and good cause therefore appearing;

NOW THEREFORE the undersigned Boards make their following Findings of Fact, and Conclusions of Law and issue their Order of Revocation pursuant to SDCL 36-9, and SDCL 36-9A, and other applicable South Dakota law.

FINDINGS OF FACT

1. Rebecca Reed, R.N., C.N.P., holds R.N. License No. R-025840 issued by the South Dakota Board of Nursing, and License No. CNP-0191 issued by the South Dakota Board of Nursing and the South Dakota Board of Medical and Osteopathic Examiners. That the South Dakota Board of Nursing and South Dakota Board of Medical and Osteopathic Examiners have jurisdiction over this licensure proceeding.

2. That Licensee has plead guilty to the Information charging possession of a controlled substance, to-wit: Demerol, by theft misrepresentation, forgery or fraud in violation of SDCL 22-42-8, a Class 5 felony, occurring on or about the month of March, 1997, and that Licensee's guilty plea was accepted by the Court on the 21st day of September, 1998, at Huron, South Dakota, a copy of which was attached as Exhibit "A" to the Complaint.

3. Licensee entered into a Stipulation with the Board's requiring Licensee to submit to an examination by Dr. Timothy Morgan, which examination determined that the Licensee's physical or mental condition was such as to jeopardize or endanger the health of those entrusted to her care and therefore Licensee's license was placed on the status of a suspended license pending final hearing on this matter on or about October 2, 1997, and

4. After said date and after Licensee submitted to treatment, the Licensee plead guilty to the felony as stated above, which is grounds to formally suspend or revoke her license.

CONCLUSION OF LAW

1. Licensee's conduct was in violation of SDCL 36-9-49(2), (7), and (10), and 36-9A-29(10).

2. The Administrative Rules of South Dakota provide that the Licensee shall know and follow the appropriate professional and legal requirements, function within established legal guidelines, and uphold the law of the land, and Licensee's conduct has thus violated those rules and thus violates SDCL 36-9-49(7).

3. Additionally, Licensee's conviction of a felony violates South Dakota law and SDCL 36-9-49(2), (10), 36-9A-29(10).

4. If any of Findings of Fact or Conclusions of Law stated above have been misstated such that Findings of Fact are included in Conclusion of Law or Conclusions of Law are included in Findings of Fact, they are intended to be stated correctly and they shall be placed in the proper place.

ORDER

Based upon the Findings of Fact and Conclusions of Law, and the Stipulation,
IT IS HEREBY ORDERED, ADJUDGED, AND DECREED;

1. That Licensee's R.N. license to practice nursing in South Dakota is hereby revoked;
2. That Licensee's C.N.P. license to practice as a Certified Nurse Practitioner in South Dakota is hereby revoked.
3. Pursuant to SDCL 36-9A-34 and 36-9-57, a revoked license may be reissued by the Boards in their discretion for good cause shown.

Dated this 30 of September, 1999.

SOUTH DAKOTA BOARD OF NURSING


Diane Vander Woude
Executive Secretary

SOUTH DAKOTA BOARD OF MEDICAL AND
OSTEOPATHIC EXAMINERS

By 
Its Executive Secretary

The above-captioned Order was adopted at a meeting of the South Dakota Board of Nursing on the 16th day of September, 1999, by a vote of 9-0.


Diane Vander Woude
Executive Secretary

The South Dakota Board of Medical and Osteopathic Examiners on the 16th day of September, 1999, by a vote of 4-0 adopted the above-captioned Order.

SOUTH DAKOTA BOARD OF MEDICAL AND
OSTEOPATHIC EXAMINERS

By 
Its Executive Secretary