

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

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

TIMOTHY RIPLEY, RN

License No. R032806

**ORDER GRANTING
LICENSURE WITH
PROBATION**

Licensee.

WHEREAS, TIMOTHY RIPLEY, RN ("Licensee"), is a registered nurse in the State of Florida seeking endorsement into South Dakota; and

WHEREAS, Licensee made a request in writing for licensure by endorsement and was personally present at the Board's January 23, 2003, meeting at which time the matter of Licensee's application for licensure by endorsement and his probationary order from the Florida 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 Florida probation; 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:

A.. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Order.

B. That Licensee's application for licensure by endorsement to practice nursing in

South Dakota is granted upon the condition that Licensee's license in South Dakota will be placed on a probationary status for a period of twenty four months active practice as a nurse and employment in nursing practice from the date of this Order, which probationary terms and conditions shall be fully complied with as follows:

1. Licensee will notify the Board of any employment in the health care field, including changes in employment. Furthermore, the Licensee will inform any current or prospective employer with whom he seeks employment as a nurse, as to the subject matter and the nature of the proceedings and the Stipulation. Licensee would further agree that any such employer would during the first year of probation, be required to provide quarterly reports to the Board as to his progress as an employee, and during the balance of the probationary period provide reports on a basis of every six (6) months. The reports shall provide and/or address:

- a) In the first report, evidence that Licensee's supervisor has received a copy of the order within ten (10) days of service or within ten (10) days of Licensee beginning a new employment;
 - b) Licensee's attendance and reliability;
 - c) Licensee's ability to practice professional nursing;
 - d) Licensee's ability to carry out assigned functions
 - e) Licensee's ability to handle stress;
 - f) Number of hours Licensee worked during the reporting period;
 - g) Any other information which the supervisor believes would assist the Board in its ultimate review of the case.
 - h) The employer agrees to report any concerns or violations of the Stipulation and Order or the Nurse Practice Act (SDCL 36-9) to the Board of Nursing immediately.
2. Licensee shall not be employed by a temporary agency.

3. Licensee shall arrange with the Board staff probationary meetings once every three (3) months during the first year of probation. Thereafter, probationary meetings will be arranged by the Licensee every six (6) months for the balance of the probationary period. It will be the obligation of the Licensee to schedule these meetings at such time and place as the Board staff would reasonably designate.

4. Furthermore, the Licensee will submit a self-evaluation report to the Board office prior to each probationary meeting. The report shall provide and/or address:

- a) Licensee's professional employment status, including employer support, peer support, and ability to handle stress;
- b) Licensee's future professional goals for nursing;
- c) Licensee's future personal goals; and
- d) Any other information which the Licensee believes would assist the Board in its ultimate review of the case.

5. Licensee shall at any time during the period of probation, 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 in the terms of this probation.

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

7. Licensee shall execute all release of information forms as may be required by the Board or its designee.

8. Within ten (10) days of the effective date of the order, Licensee shall submit his current renewal certificate to the Board office to be stamped "PROBATION".

9. Licensee shall notify the Board, in writing, within one (1) week of any change in nursing employment, personal address and/or telephone number.

10. Licensee shall pay for all costs and expenses in carrying out any conditions of the

probation.

11. 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.

12. The Licensee may petition the Board for early closure or reconsideration of the terms of the probationary agreement after eighteen (18) months of successful completion of the terms outlined in this Order.

13. 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.

14. Notwithstanding anything in this Stipulation and 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 Licensee, the Licensee agrees that the Board may take further action against her license, including, but not limited to, immediate suspension, additional probation terms, or an additional length of probation, or other disciplinary action. Licensee agrees to immediately inform the Board of the outcome of any criminal charges presently or hereafter pending against Licensee.

15. All provisions and conditions of this Stipulation shall carry over to any license or privilege to practice that the Licensee receives pursuant to the Interstate Nurse Licensure Compact (SDCL 36-9-92).

16. 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.

17. If any condition of this probation is violated, the Licensee agrees that the Board may take such actions as the Board deems necessary up to and including a total and complete revocation of Licensee's licensing rights as a nurse in South Dakota.

IT IS HEREBY ORDERED that the above Order was adopted the South Dakota Board of Nursing on the 23rd day of January, 2003, by vote of 6 yes - 0 no.



Gloria Damgaard, Executive Secretary