

SOUTH DAKOTA BOARD OF NURSING

0-0

IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: BRENDA M. DOERR, RN :

License No. R042995 :

Licensee. :

**ORDER FOR
SUMMARY SUSPENSION AND
NOTICE OF HEARING**

0-0

WHEREAS, Brenda M. Doerr, RN, (“Licensee”), is licensed to practice as a registered nurse in the state of South Dakota and holds license number R042995; and

WHEREAS, on or about August 15, 2014, the Licensee, while employed in a hospital, tested positive for a number of controlled substances, including tramadol, amphetamines, oxycodone, opiates, hydrocodone, and fentanyl, for which she did not have prescriptions. Licensee was terminated; and

WHEREAS, Licensee signed a Voluntary Refrain from Practice with the South Dakota Board of Nursing (“Board”), and signed a participation agreement with the South Dakota Health Professionals Assistance Program (“HPAP”) on October 31, 2014; and

WHEREAS, in November 2014, the Licensee was placed on probationary status by the Board and mandated into HPAP. The Licensee signed the Stipulation and Order for Probation with HPAP on November 29, 2014. Said Stipulation and Order for Probation with HPAP was signed by the Board on December 4, 2014; and

WHEREAS, following an involuntary committal to detox on January 28, 2015, HPAP notified the Board that Licensee's status in HPAP had been suspended due to no contact from the Licensee following her treatment. Licensee was discharged from HPAP for non-compliance on April 13, 2015; and

WHEREAS, on April 13, 2015, HPAP notified the Board that Licensee was unsuccessfully discharged from HPAP; and

WHEREAS, the Board, at its meeting on April 17, 2015, reviewed Licensee's case and her continued non-compliance with the HPAP program. The Board voted to seek a Voluntary Surrender Consent Order from the Licensee or, if that was not agreeable, to issue an Order for Summary Suspension and notice the Licensee for hearing; and

WHEREAS, the Licensee received a letter along with the Voluntary Surrender Consent Order from the Board on May 13, 2015, by certified mail. The Licensee has failed to respond to the Board or to the Board's attorney in response to the letter; and

WHEREAS, based upon the affidavit of Francie Miller and the above stated conduct, the Board has concluded that the public health, safety and welfare requires emergency action, in that Licensee's actions may endanger the health and safety of those who are, or will be, entrusted to her care in the future; and

WHEREAS, the Board, has a statutory obligation to protect the health, safety and welfare set forth in SDCL §36-9, including the protection of the public from unsafe nursing practices and practitioners.