



presented to the Board. The Licensee presented documentation supporting her reinstatement which included a letter from her counselor and her Court Services Officer. The Board was also provided documentation regarding the outcome of Licensee's criminal charges sent by the Bon Homme County State's Attorney. Ms. Lee presented information on behalf of her client. The Licensee also provided testimony and answered questions of the Board; and

WHEREAS, the Board has considered the Licensee's request, the statement and documentation submitted by the Licensee, the statement of her attorney, the previous Order, and 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 registered nurse in the State of South Dakota is hereby reinstated and placed on probationary status for twenty-four (24) month of active practice as registered nurse.
3. Additionally, Licensee shall comply with the following conditions during her probation:

### **CONDITIONS**

1. That the Licensee shall at any time during the period of her 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 representative in terms of this probation.

2. That the Licensee shall notify the Board in writing within one week of any change in nursing employment, personal address and/or telephone.

3. That the Licensee shall pay for all costs and expenses in carrying out the conditions of her probation.

4. Licensee shall not violate any law or regulations regarding the practice of nursing.

5. Within ten (10) days of the effective date of this Order, the Licensee shall be issued her RN license by the Board office and it is to be stamped "PROBATION".

6. That the Licensee, during this twenty-four (24) months of probation, shall provide quarterly written reports to the Board from her work-site supervisor as to her progress as an employee. The reports shall provide and/or address:

- A. Licensee's attendance and reliability;
- B. Licensee's ability to practice professional nursing, including the exercise of clinical decision making and adherence to documentation standards;
- C. Licensee's ability to carry out assigned functions, including Licensee's medication administration, decision making, critical thinking, and ability to establish priorities in compliance with the facilities policies and procedures;
- D. Licensee's ability to handle stress;
- E. Number of hours Licensee worked during the reporting period;

- F. Number of medication errors and type of medication errors;
  - G. Any other information which the Supervisor believes would assist the Board in its ultimate review of this case; and
7. That the Licensee, during this probation, shall provide quarterly reports from her counselor to the Board.
8. That the Licensee, during this twenty-four (24) months of probation shall provide to the Board written quarterly self-reports to include any information that the Licensee believes would assist the Board in its ultimate review of her case.
9. The Licensee shall also complete the following learning modules; (1) Ethics of Nursing Practice; and (2) Respecting Professional Boundaries. The Licensee is responsible to purchase and complete these modules and return a successful certificate of completion for each module to the Board office no later than July 1, 2010. Licensee can register for these modules on the following website: **www.learningext.com**.
10. That the Licensee shall provide verification to the Board of Nursing that she has notified her current school of the actions that were taken by the Board and the criminal charge and the underlying facts of said incident.
11. At the end of the twenty-four (24) months, the Licensee shall petition the Board for closure of the probationary terms with successful completion of the terms as outlined in this Order.
12. If any condition of this probation is violated, the Licensee agrees that the

Board may take such action as the Board deems necessary up to and including a total and complete revocation of Licensee's licensing rights in the State of South Dakota.

13. 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.

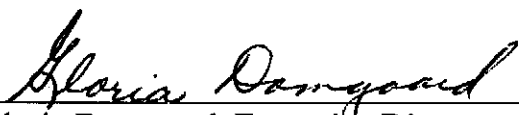
14. This probation also affects Licensee's privilege to practice in South Dakota should Licensee change her home state under the Nurse Licensure Compact and Licensee's practice privilege is subject to the same requirement as set forth in this Order as her South Dakota license.

15. This is reportable discipline and will be published in the Board's newsletter and posted on its website and reported in the Healthcare Integrity and Protection Data Bank (HIPDB) and National Practitioner Data Bank (NPDB) as required by law. Additionally, as this is reportable discipline, Licensee understands that she is required to provide an affirmative response to inquiries of disciplinary action on further renewals and other nursing related inquiries.

16. Licensee's probation is to begin on the first day of her employment as a registered nurse.

IT IS HEREBY ORDERED that the above Reinstatement Order with Probation and Remediation was adopted by the South Dakota Board of Nursing on the 21st day of April, 2010, by a vote of 9 to 0.

SOUTH DAKOTA BOARD OF NURSING

  
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Gloria Damgaard, Executive Director