

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: MARLA R. (NELSON) HUSTON, LPN, :
License No. P009114, :
Licensee. :

**VOLUNTARY SURRENDER
CONSENT ORDER**

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WHEREAS, Marla R. (Nelson) Huston (“Licensee”), is licensed to practice as a practical nurse in the State of South Dakota and holds License number P009114; and

WHEREAS, on or about September 25, 2014, while working in a long term care facility, the Licensee admitted to the misappropriation of funds belonging to resident of the facility. Licensee was terminated from employment and signed a promissory note to have the funds deducted from her final paycheck; and

WHEREAS, based on the above, Licensee has agreed that she would surrender her South Dakota nursing license; and

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

WHEREAS, Licensee agrees that the matters under investigation would be of a nature that would constitute grounds for the discipline of her license to practice nursing in South Dakota under SDCL § 36-9-49; and

WHEREAS, the Licensee agrees that she enters into this Voluntary Surrender Consent Order voluntarily and without duress or compulsion, in full understanding of the legal consequences of this document and her rights; therefore,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Voluntary Surrender Consent Order.
2. That on or about September 25, 2014, while working in a long term care facility, the Licensee admitted to the misappropriation of funds belonging to resident of the facility. Licensee was terminated from employment and signed a promissory note to have the funds deducted from her final paycheck.

Based on the above, Licensee has agreed that she would surrender her South Dakota nursing license and now intends to leave the profession of nursing as a practical nurse.

3. That the Licensee has been given an opportunity to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice, and is aware of her right to a hearing in this matter, and of her rights under the United States and South Dakota