

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: LINDSEY A. HIXSON, RN : **ORDER OF REINSTATEMENT**
 : **WITH MANDATED HPAP**
 License No. R038373, :
 :
 : Licensee.

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WHEREAS, Lindsey A. Hixson, RN, (“License”) was licensed to practice as a registered nurse in the State of South Dakota and held license number R038373; and

WHEREAS, on or about July 2011, the Licensee self-reported a DUI third felony offense to the South Dakota Board of Nursing (“Board”) and was mandated into the Health Professionals Assistance Program (“HPAP”); and

WHEREAS, on or about June 20, 2012, the Board received another complaint that Licensee was allegedly using methamphetamines. Licensee admitted to using methamphetamines and urine testing through HPAP was positive; and

WHEREAS, the Licensee, having violated her HPAP Participation Agreement, voluntarily surrendered her license with a Voluntary Surrender Consent Order signed on July 13, 2012, by the Executive Director of the Board. Said Voluntary Surrender Consent Order suspended the Licensee’s RN license for indefinite period subject to reinstatement pursuant to SDCL § 36-9-57 as the Board in its discretion may determine; and

WHEREAS, on or about June 15, 2015, Licensee re-entered into an HPAP Participation Agreement and has been fully compliant with HPAP since June 15, 2015; and

WHEREAS, License has made a reinstatement request to the Board in writing in October 2016 and submitted an evaluation report from HPAP dated October 18, 2016, evidencing her participation; and

WHEREAS, the Board has considered the Licensee's request, the documents submitted, 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.
3. The Board hereby mandates Licensee's continued participation in HPAP.
4. All terms and conditions as well as clearance to return to employment and any restrictions on access to narcotics shall be set by the HPAP, and the Licensee shall fully comply with all of those terms and conditions.
5. Additionally, Licensee shall comply with the following conditions during the term of this order:

CONDITIONS

1. Licensee shall at any time during the term of this order 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 representatives in terms of this order.

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

3. Licensee shall pay for all costs and expenses in carrying out conditions of HPAP.

4. During the term of this order, the Licensee is to immediately inform the Board of the outcome of any criminal charges presently or hereafter pending against the Licensee, and whether the Licensee has been convicted, pled no contest, *nolo contendere*, pled guilty to or been granted a deferred judgment or adjudication, suspended imposition of sentence with respect to a felony, misdemeanor or petty offense, other than minor traffic violations, that have not previously been reported to the Board.

5. If the Licensee violates any terms of this order, the Board may take such action against Licensee's license as the Board deems necessary, up to and including an immediate suspension, additional terms, revocation, or other disciplinary action.

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

7. 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.

8. This order also affects Licensee's practice 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 requirements set forth in this order as her South Dakota license.

Order of Reinstatement with Mandated HPAP
Licensee: Lindsey A. Hixson, RN

IT IS HEREBY ORDERED that the above Order of Reinstatement with Mandated HPAP was adopted by the South Dakota Board of Nursing on the 17th day of November, 2016, by a vote of 7-0.

SOUTH DAKOTA BOARD OF NURSING

A handwritten signature in black ink that reads "Gloria Damgaard". The signature is written in a cursive style and is positioned above a horizontal line.

Gloria Damgaard, RN, MS
Executive Director