

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE REGISTRATION
PROCEEDINGS :

RE: TENESSA CARR, UMA : **AGREED UPON DISPOSITION**
 : **FOR LETTER OF REPRIMAND**
Registration No. M005310, : **WITH REMEDIATION**
 : **AND WAIVER OF HEARING**
Registrant. :

WHEREAS, Tenessa Carr ("Registrant"), is registered to practice as an unlicensed medication aide (UMA) in the State of South Dakota and holds Registration number M005310;

WHEREAS, the South Dakota Board of Nursing (“Board”) received a complaint and allegations against the Registrant in that Registrant engaged in unprofessional or dishonorable conduct in violation of SDCL § 36-9-49(10);

WHEREAS, based on the information provided to the Board, the Board has determined that Registrant's conduct amounts to unprofessional conduct in violation of SDCL § 36-9-49(10) in that Registrant worked outside the scope of her UMA registration;

WHEREAS, the Board has a statutory obligation to protect the public health, safety and welfare as set forth in SDCL § 36-9-1.1, including the protection of the public from unprofessional nursing practices and practitioners;

WHEREAS, the Registrant and the Board have agreed to resolve this complaint in the manner set forth in this agreed-upon disposition and waiver of hearing pursuant to ARSD 20:48:08:12(3); and

WHEREAS, it is the intent of this agreement to provide for a disposition of the licensing issues presented by the Registrant's conduct, in a professional manner, without the necessity of further hearings and proceedings herein, and to provide for a responsible resolution.

NOW, THEREFORE, it is hereby stipulated and agreed as follows:

1. The Board has jurisdiction over the person of the Registrant and the subject matter of this Order.
2. The Board received a complaint alleging that Registrant demonstrated unprofessional conduct.
3. Registrant recognizes that the matters complained of are of a nature that would constitute grounds for discipline on Registrant's registration to practice as a UMA in the State of South Dakota under SDCL § 36-9-49 (10).
4. Registrant understands that Registrant has a right to a contested case hearing pursuant to SDCL Ch. 1-26 regarding the allegations in the pending complaint and that such rights under SDCL Ch. 1-26 include, but are not limited to, the right to be present at the contested case hearing, the right to be represented by legal counsel, to introduce evidence and testimony on her behalf, to call witnesses, to cross examine witnesses, and to inspect all documentary evidence submitted to the Board and to appeal the Board's decision to the South Dakota Circuit Court and Supreme Court as provided by law.
5. By entering into this agreed-upon disposition with the Board, Registrant hereby knowingly and voluntarily waives the above rights.

6. Registrant has been given the opportunity to discuss this stipulation with an attorney of Registrant's choice and is aware of his rights as outlined above. Registrant hereby voluntarily waives all such rights to a hearing, notice, appearance, or other rights. Registrant is entering into this stipulation voluntarily and without duress or compulsion.

7. Based upon the foregoing acknowledgements, the Board and Registrant hereby agree that this matter will be resolved according to the disciplinary procedures outlined in ARSD 20:48:08:12(3) by an agreed upon issuance of a Letter of Reprimand with Remediation.

8. The Board requires, and the Registrant agrees to complete, online remediation course as follows:

1. Complete remedial education module through Avera Education Staffing Solutions (AESS), specific to the role and responsibilities of an Unlicensed Medication Aide in South Dakota; and successfully pass post-test(s). Submit completion certificate or letter from AESS to the SDBON. Registrant is responsible for costs associated with remediation.

2. Meet with the delegating nurse at your facility to discuss the remedial education and your role as an Unlicensed Medication Aide. Provide SDBON with documentation regarding the meeting.

Registrant understands that it is Registrant's responsibility to register for and successfully complete this online course. Registrant is to provide documentation of successful completion of this online course to the Board within 60 days of this order being signed.

NOW, THEREFORE, the foregoing Agreed Upon Disposition for Letter of Reprimand with Remediation and Waiver of Hearing is entered into and is respectfully submitted to the

Agreed Upon Disposition for Letter of Reprimand with Remediation and Waiver of Hearing
Tenessa Carr, UMA

Board with the request that the Board adopt its terms as an Order of the Board in the above
matter.

Dated this 30 day of October, 2019.


Tenessa Carr, UMA

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PROCEEDINGS :

RE: TENESSA CARR, UMA : **LETTER OF REPRIMAND**
Registration No. M005310, : **WITH REMEDIATION**
Registrant. :


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The South Dakota Board of Nursing met on the 14th day of November, 2019, to consider the above Registrant's Agreed Upon Disposition for Letter of Reprimand with Remediation and Waiver of Hearing. The Board, by a vote of 8-0, agreed to accept and adopt the Registrant's Agreed Upon Disposition for Letter of Reprimand with Remediation and issue this Letter of Reprimand with Remediation.

IT IS HEREBY ORDERED that the South Dakota Board of Nursing accepts, adopts, and incorporates Registrant's Agreed Upon Disposition for Letter of Reprimand with Remediation and Waiver of Hearing into this Letter of Reprimand with Remediation by reference, the same as if all such terms were set forth herein.

Dated this 14th day of November, 2019.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, RN, MS
Executive Director