



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-123A

Kim Glazier, Executive Director
Oklahoma Board of Nursing
2915 N. Classen Blvd., Ste. 524
Oklahoma City, Oklahoma 73106

February 26, 2019

Dear Executive Director Glazier:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Board of Nursing intends to take in case 3.116.19. In January 2018, the licensee falsified a reinstatement LPN application by failing to disclose that the licensee had pled guilty to several crimes in 2017. Subsequently in 2018, the licensee plead guilty to one felony and one misdemeanor. The Board attempted to notify the licensee of the complaint, but was unable to serve the licensee. The Board proposes to temporarily suspend the license pending a hearing.

The Oklahoma Nursing Practice Act authorizes the Board to impose discipline when a nurse “is guilty of deceit or material misrepresentation in procuring or attempting to procure” a license, “[i]s guilty of a felony, or any offense reasonably related to the qualifications, functions or duties of any licensee” or “[i]s guilty of unprofessional conduct as defined in the rules of the Board.” 59 O.S.Supp.2018, § 567.8(B)(1)(a), (2), (7). “Deceit or material misrepresentation” includes any “false representation of facts in connection with an application for licensure.” OAC 485:10-11-1(b)(1)(A). The Board may reasonably believe that the proposed action is necessary to deter future violations.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Board of Nursing has adequate support for the conclusion that this action advances the State’s policy to protect public health, safety, and welfare by ensuring that licensure applications are truthful and complete.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

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