



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-149A

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

March 14, 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 pursuant to an agreed order in case 5.035.19. The licensee self-administered medication belonging to a patient. The Board proposes to require the licensee to complete a remedial education course.

The Oklahoma Nursing Practice Act authorizes the Board to “impose a corrective action” when a nurse “violates the act or a rule” promulgated by the Board. 59 O.S.Supp.2018, § 567.8a(A). The Board’s rules prohibit “appropriating, without authority, medications, supplies or personal items of the patient.” OAC 485:10-11-1(b)(3)(D). 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 nurses adhere to all rules and orders of the Board.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL