



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2019-36A

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

February 4, 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 5.033.19. The licensee worked without an active license from October 1, 2018 through October 7, 2018. The licensee has now submitted an application for reinstatement. The Board proposes to grant the application, but require the license to complete a remedial education course.

The Oklahoma Nursing Practice Act authorizes corrective actions when a nurse “violates the Act or a rule” promulgated by the Board. 59 O.S.Supp.2018, § 567.8(A), (B)(7), (9). Corrective action includes “remedial education, an administrative penalty, or any combination” thereof. *Id.* § 567.8a. The Board’s rules state that corrective action is appropriate when the licensee “practice[s] without current licensure[.]” OAC 485:10-12-3. 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 practice with an active license.

A handwritten signature in black ink, appearing to read "Mike Hunter".

MIKE HUNTER  
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Amanda Otis".

AMANDA OTIS  
ASSISTANT ATTORNEY GENERAL