



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-127A

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

April 19, 2018

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 10.025.18. The applicant was previously licensed as a Licensed Practical Nurse, and in 1999 the license was placed on inactive status. Between 1988 and 2014, the applicant was charged with three misdemeanors. The applicant falsified an NCLEX-RN exam application by failing to report two of the charges. The Board offered the applicant a potential agreed order with stipulations, which the applicant declined, and therefore the Board proposes to deny the application.

The Oklahoma Nursing Practice Act authorizes disciplinary action 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 any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude,” or is “guilty of unprofessional conduct.” 59 O.S.Supp.2017, § 567.8(B)(1)(a), (2), (7). The Board may reasonably believe that the proposed actions are 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 nurses meet minimum standards of professional conduct.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL