



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2018-61A

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

February 23, 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 pursuant to a consent agreement in case 3.025.18. The licensee came to work with impaired behavior. Due to previous actions, the license was temporarily suspended. The Board proposes that the license remain suspended, and submit to an evaluation to be reviewed by the Board. Additionally, the Board proposes to require the licensee to pay an administrative penalty of \$500 prior to reinstatement.

The Oklahoma Nursing Practice Act authorizes disciplinary action when nurses violate the Act or its implementing administrative rules in a way that "unnecessarily exposes a patient or other person to risk of harm," and from engaging in "unprofessional conduct as defined in the rules of the Board." 59 O.S.Supp.2017, § 567.8(B)(3), (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 nurses meet minimum standards of professional conduct.

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