



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2015-61A

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

October 15, 2015

Dear Executive Director Glazier:

This office has received your request for a written Attorney General Opinion regarding agency actions that the Oklahoma Board of Nursing intends to take in Board cases 10.038.16, 10.039.16, 10.040.16, and 10.041.16. The proposed actions are to deny these four applications for licensure by endorsement. Each applicant failed to disclose criminal history or other relevant facts including charges or convictions ranging from driving while intoxicated to assault. Board staff attempted to discuss these problems and suggest conditions on licensure for each of these applicants, but the applicants did not respond.

The Oklahoma Nursing Practice Act, 59 O.S.2011 & Supp.2014, §§ 567.1–567.20, authorizes the Board to impose discipline when nurses apply for licenses with deceit or material misrepresentations, 59 O.S.Supp.2014, § 567.8(B)(1)(a). The actions seek to ensure that nurses, who are entrusted with significant responsibilities when documenting patient care, will be honest and truthful. Denial of these applications after the applicants declined to acknowledge and accept conditions on licensure will ensure that only qualified nurses will be authorized to practice.

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 of Oklahoma's policy to protect the public health, safety, and welfare.

A handwritten signature in black ink, appearing to read "E. Scott Pruitt", is written over a horizontal line.

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA