



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2016-294A

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

May 9, 2016

Dear Executive Director Glazier:

This office has received your request for a written Attorney General Opinion regarding agency action to be taken under the auspices of the Oklahoma Board of Nursing pursuant to a consent agreement in Board case 5.037.16. The proposed action is to approve the respondent nurse's license; the action also requires completion of a course in nursing law and payment of a \$100 fine. The licensee failed to renew the license and then worked for approximately a month and a half with a lapsed license. The licensee has allowed a license to lapse while continuing to work on a past occasion.

The Oklahoma Nursing Practice Act, 59 O.S.2011 & Supp.2015, §§ 567.1-567.20, prohibits the practice of nursing without a valid license, 59 O.S.Supp.2015, § 567.14(A). The Act elsewhere makes clear that licenses must be renewed every two years. 59 O.S.2011, § 567.7(A). The licensee failed to renew the license while working, and this action seek to prevent such conduct in the future through continuing education and a fine. Such consequences are reasonable in light of the length of time during which the licensee practiced without a license.

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 requiring licensure of those who practice nursing.

A handwritten signature in black ink, appearing to read "E. Scott Pruitt".

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA