



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2015-54A

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 action that the Oklahoma Board of Nursing intends to take in Board case 3.184.16. The proposed action is to, pursuant to a settlement, severely reprimand a licensee, assess a \$1000 fine, require a course in nursing law, and require an evaluation of fitness to practice by a licensed psychiatrist. The licensee was convicted in early 2015 both of reckless conduct with a firearm and violation of a protective order.

The Oklahoma Nursing Practice Act, 59 O.S.2011 & Supp.2014, §§ 567.1–567.20, authorizes the Board to impose discipline for nurses who are “guilty . . . any offense reasonably related to the qualifications, functions or duties of any licensee or an act of violence,” 59 O.S.Supp.2014, § 567.8(B)(2). The action seeks to ensure that patients are not placed in danger from being in the charge of a nurse with a proclivity toward violent conduct by requiring additional education and evaluation rather than immediately revoking 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 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