



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2018-118A

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

April 13, 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 3.138.18. After allegedly writing a fraudulent prescription for Controlled Dangerous Substances, the licensee previously entered into an agreed order with the Board. The licensee now requests to voluntarily surrender the license. The Board proposes to accept the surrender. If reinstated, the licensee will be placed on temporary suspension pending admission to the Board's peer assistance program ("PAP"). If PAP is not completed, the license will be revoked for two years, and the licensee shall pay a \$500 administrative penalty and meet the Board's guidelines for reinstatement. If reinstated after the two-year revocation period, the license will be temporarily suspended and the licensee will be re-referred to PAP.

The Oklahoma Nursing Practice Act authorizes the Board to impose discipline when a nurse "is guilty of unprofessional conduct" or has "[v]iolated a rule promulgated by the Board." 59 O.S.Supp.2017, § 567.8(B)(3), (7). The Board may reasonably believe that the proposed action is 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.

MIKE HUNTER  
ATTORNEY GENERAL OF OKLAHOMA

AMANDA OTIS  
ASSISTANT ATTORNEY GENERAL