



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-128A

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

April 19, 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 in case 10.026.18. Between 2004 and 2014, the applicant was charged with several misdemeanors. The applicant subsequently entered into an agreed order with the Alabama Board of Nursing after having failed to report one of the misdemeanors on an exam application. In 2017, the applicant submitted an endorsement LPN application in Oklahoma and falsified the application by failing to report three of the misdemeanors. The Board offered the applicant an agreed order with certain stipulations, but the applicant declined. The Board proposes to deny the application.

The Oklahoma Nursing Practice Act authorizes the Board to impose discipline when a nurse “[i]s guilty of a felony, or any offense reasonably related to the qualifications, functions or duties of any licensee,” “[i]s guilty of unprofessional conduct,” or “[h]as had disciplinary actions taken against the individual's . . . license . . . in this or any state, territory or country.” 59 O.S.Supp.2017, § 567.8(B)(2), (7), (10). 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 that nurses meet minimum standards of professional conduct.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL