



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-200A

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

June 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 3.163.18. The licensee previously entered into an agreed order with the Board that required licensee to submit to an evaluation, among other things. The licensee has submitted the evaluation for the Board and has requested a referral to the Board's Peer Assistant Program ("PAP"). The Board proposes to accept the evaluation and temporarily suspend the license pending acceptance to PAP. Prior to returning to practice, the licensee must complete a remedial education course.

The Oklahoma Nursing Practice Act authorizes the Board to impose discipline when a nurse "[i]s guilty of unprofessional conduct," or has "[v]iolated . . . an order of the Board." 59 O.S.Supp.2017, § 567.8(B)(7), (9). The Board may reasonably believe that the proposed action is necessary to prevent 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.

A handwritten signature in black ink, appearing to read "Mike Hunter".

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Ryan Chaffin".

RYAN CHAFFIN
DEPUTY CHIEF - ASSISTANT ATTORNEY GENERAL