



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2018-305A

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

August 14, 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 consent agreement in cases 3.019.19 and 3.028.19. In these cases, the licensees engaged in criminal activity and failed to conduct themselves in a professional manner. Details of the violations and proposed actions are attached on Appendix A.

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, . . . or any offense an essential element of which is . . . an act of violence . . . or . . . moral turpitude” or “[i]s guilty of unprofessional conduct.” 59 O.S.Supp.2017, § 567.8(B)(2), (7). The Board may reasonably believe that the proposed actions are 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 these actions advance the State’s policy to protect public health, safety, and welfare by ensuring that nurses meet minimum standards of professional conduct.

A handwritten signature in black ink that reads "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

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APPENDIX A**

Case No.	Details of Violation	Proposed Action
3.019.19	In 2017 the licensee pled guilty to the charge of offering to engage in an act of prostitution, a misdemeanor.	Require an evaluation by a Ph.D. licensed psychologist, Professional Renewal Center or Behavioral Medicine Institute, supervised practice in a hospital pending Board review of the evaluation, completion of education courses and a \$500 administrative penalty.
3.028.19	In April 2018 the licensee entered a blind plea to 2 counts of felony domestic abuse. On May 23, 2018, the licensee submitted a completed Prescriptive Authority Reinstatement Application to the Board.	Grant the Application, but require supervised practice for 720 cumulative worked hours to be completed in 1 year, completion of education courses and a \$500 administrative penalty.