

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR**
Tina Rose, LPN) **SUSPENSION OF LICENSE**
)
License No. 200230091LPN) **Reference No. 13-01226**

Tina Rose (Licensee) was issued a Licensed Practical Nurse license by the Oregon State Board of Nursing (Board) on May 14, 2002.

On or about January 17, 2013, the Board received information that Licensee was terminated from her position at Marquis Springfield for falsifying the treatment record of MC, a patient under her care. There was no report of patient harm. The Board opened an investigation into the matter.

According to the report, on January 3, 2013, Licensee documented that MC had refused to have her leg compression treatments applied, and documented that MC stated to her that they were "not helpful." On January 4, 2013, Licensee documented that she had applied MC's leg compression treatments to MC's legs at the beginning of her shift.

Following an investigation, the Board found that the evidence did not support Licensee's assertions that her documentation was accurate and consistent with the care she had provided to MC on these dates.

Licensee neither admits nor denies the allegations, but acknowledges that if proven at hearing her actions would be grounds for discipline by the Board pursuant to ORS 678.111 (1) (f) and (g) and OAR 851-0045-0070 (1) (c) and (d), (3) (a) and (c), and (4) (b) which reads as follows:

678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee.

In the manner prescribed in ORS chapter 183 for a contested case:

(1) Issuance of the license to practice nursing, whether by examination or by indorsement, of any person may be refused or the license may be revoked or suspended or the licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the board may impose or may be issued a limited license or may be reprimanded or censured by the board, for any of the following causes:

(f) Conduct derogatory to the standards of nursing.

(g) Violation of any provision of ORS 678.010 to 678.445 or rules adopted thereunder.

851-045-0070

Conduct Derogatory to the Standards of Nursing Defined

Nurses, regardless of role, whose behavior fails to conform to the legal standard and accepted standards of the nursing profession, or who may adversely affect the health, safety, and welfare of the public, may be found guilty of conduct derogatory to the standards of nursing. Such conduct shall include, but is not limited to, the following:

(1) Conduct related to the client's safety and integrity:

(c) Failing to develop, implement and/or follow through with the plan of care.

(d) Failing to modify, or failing to attempt to modify the plan of care as needed based on nursing assessment and judgment, either directly or through proper channels.

(3) Conduct related to communication:

(a) Inaccurate recordkeeping in client or agency records.

(c) Falsifying a client or agency record or records prepared for an accrediting or credentialing entity; including, but not limited to, filling in someone else's omissions, signing someone else's name, record care not given, and fabricating data/values.

(4) Conduct related to achieving and maintaining clinical competency:

(b) Failing to conform to the essential standards of acceptable and prevailing nursing practice. Actual injury need not be established.

Licensee wishes to cooperate with the Board in settling the present disciplinary matter. Therefore, the following will be proposed to the Oregon State Board of Nursing and is agreed to by Licensee:

That the Licensed Practical Nurse license of Tina Rose be SUSPENDED for 30 days days, commencing five business days from the date this Order is signed by the Oregon State Board of Nursing.

That Licensee shall complete three continuing education courses pre-approved by the Board and provide evidence or certificates of completion within 30 days of the adoption of this Order by the Board. The courses shall be on Documentation, Professional Ethics and Righting a Wrong.

Licensee understands that the conduct resulting in the violations of law described in this Order are considered by the Board to be of a grave nature and, if continued, constitutes a serious danger to public health and safety.

Licensee understands that in the event she engages in future conduct resulting in violations of

law or the Nurse Practice Act, the Board may take further disciplinary action against her license, up to and including revocation of her license to practice as a Licensed Practical Nurse.

Licensee understands that this Order will be submitted to the Board of Nursing for its approval and is subject to the Board's confirmation.

Licensee understands that by signing this Stipulated Order, she waives the right to an administrative hearing under ORS 183.310 to 183.540. Licensee acknowledges that no promises, representations, duress or coercion have been used to induce her to sign this Order.

Licensee understands that this Order is a document of public record.

Licensee has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Suspension.

Tina Rose, LPN

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

Date