

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR**
Jane Huggins Willer, RN) **VOLUNTARY SURRENDER**
)
Certificate No. 200010708CNA) **Reference No. 14-00599**

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Certified Nursing Assistants. Jane Huggins Willer (Certificate Holder) was issued a nursing assistant certificate by the Board on August 11, 2000.

On or about October 24, 2013, the Board received information that Certificate Holder had physically abused a resident, while providing personal care on or about March 9, 2013. It was alleged that the resident became agitated and that Certificate Holder responded by placing her gloved hand in the resident's mouth and pulling on his cheek.

Certificate Holder does not admit to the allegation, but is willing to stipulate to a voluntary surrender as a means to resolve the matter.

If proven, the above alleged behavior is in violation of ORS 678.442 (2) (d) (f) and OAR 851-063-0080(4) and (6) and OAR 851-063-0090 (2) (e) and (3) (g), which provide as follows:

678.442 Certification of nursing assistants; rules.

(2) In the manner prescribed in ORS chapter 183, the board may revoke or suspend a certificate issued under this section or may reprimand a nursing assistant for the following reasons:

(d) Violation of any provisions of ORS 678.010 to 678.445 or rules adopted thereunder.

(f) Conduct unbecoming a nursing assistant in the performance of duties.

Causes for Denial, Reprimand, Suspension, Probation or Revocation of CNA Certificate
851-063-0080

Under the contested case procedure in ORS 183.310 to 183.550 the Board may deny, reprimand, suspend, place on probation or revoke the certificate to perform duties as a CNA for the following causes:

(4) Violation of any provision of ORS 678.010 to 678.445 or rules adopted thereunder; ORS 678.442(2)(d);

(6) Conduct unbecoming a nursing assistant in the performance of duties. ORS 678.442(2)(f)

Conduct Unbecoming a Nursing Assistant 851-063-0090

A CNA, regardless of job location, responsibilities, or use of the title "CNA," who, in the performance of nursing related duties, may adversely affect the health, safety or welfare of the public, may be found guilty of conduct unbecoming a nursing assistant. Conduct unbecoming a nursing assistant includes but is not limited to:

(2) Conduct related to other federal or state statutes/rule violations:

(d) Abusing a client. The definition of abuse includes but is not limited to intentionally causing physical harm or discomfort, striking a client, intimidating, threatening or harassing a client.

Certificate Holder wishes to cooperate with the Board in this matter and voluntarily surrender her

Certified Nursing Assistant certificate.

Therefore, the following will be proposed to the Oregon State Board of Nursing and is agreed to by Certificate Holder:

That the voluntary surrender of the Certified Nursing Assistant certificate of Jane Huggins Willer be accepted. If, after a minimum of three years, Ms. Huggins Willer wishes to reinstate her Certified Nursing Assistant certificate, she may submit an application to the Board to request reinstatement.

Certificate Holder agrees that she will not practice as a Certified Nursing Assistant from the date she signs this Order.

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

Certificate Holder understands that by signing this Stipulated Order, she waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Certificate Holder acknowledges that no promises, representations, duress or coercion have been used to induce her to sign this Order.

Certificate Holder understands that this Order is a document of public record.

Certificate Holder has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Voluntary Surrender.

Jane Huggins Willer, RN

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

Date