

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

<b>In the Matter of</b>	)	
	)	
	)	<b>FINAL ORDER</b>
<b>Jennifer Jayne Houghtelling, CNA</b>	)	
	)	<b>Case No. 10C-310</b>
<b>Certificate No.: 200210777CNA</b>	)	

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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, in the State of Oregon. Jennifer Jayne Houghtelling (Certificate Holder) is a nursing assistant in the State of Oregon.

The Board considered this Matter on February 16, 2011. Certificate Holder did not appear personally. The issue for the Board was whether to approve the Stipulation signed by licensee on December 19, 2010, and so dispense with this Matter pursuant to ORS 183.417(3).

Upon review of the Stipulation and the agency file in this Matter, the Board finds that reasonable factual and legal grounds exist to support approval of the Stipulation. It is hereby

**ORDERED** that the Stipulation signed by Certificate Holder on December 19, 2010, be approved and by this reference incorporated herein, and, it is further

**ORDERED** that Jennifer Jayne Houghtelling, nursing Assistant, be reprimanded.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2010

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Patricia Markesino, RN  
Board President

**BEFORE THE BOARD OF NURSING  
OF THE STATE OF OREGON**

<b>In the Matter of</b>	)	<b>STIPULATION FOR</b>
<b>Jennifer Jayne Houghtelling, CNA</b>	)	<b>REPRIMAND OF NURSING</b>
	)	<b>ASSISTANT CERTIFICATE</b>
	)	<b>WITH CONDITIONS</b>
<b>Certificate No. 200210777CNA</b>	)	
	)	

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The Oregon State Board of Nursing (Board) is the state agency responsible for the licensing and regulation of Certified Nursing Assistants in Oregon.

Jennifer Jayne Houghtelling hereinafter referred to as "Certificate Holder," received certification by examination on April 1, 2002.

Certificate Holder came to the attention of the Board when Adult Protective Service (APS) reported that they substantiated theft of a resident. Certificate Holder admits to borrowing \$200.00 from the resident but denies taking any additional money. Certificate Holder stated she borrowed the money to purchase a dress for her trip to Jamaica.

Certificate Holder stated she knew the resident very well, for about seven to eight years, prior to working at Summit Springs Village in Condon, Oregon. Certificate holder admitted that her conduct was wrong and that she should not have borrowed the money from the resident. Certificate Holder was arrested on suspicion of theft, but the District Attorney of Gilliam County declined to prosecute.

Certificate Holder admits her conduct described above constitutes a violation of the provisions of ORS 678.442(2) (d) (g), OAR 851-063-0080 (4) (6) and OAR 851-063-0090(9) (b).

**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:

(g) Using the client relationship to exploit the client by gaining property or other items of value from the client either for personal gain or for sale, beyond the compensation for services;

Certificate Holder admits to the above violations and wishes to cooperate with the Board in resolving the present disciplinary problems.

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

**That the Certified Nursing Assistant certificate of Jennifer Jayne Houghtelling is reprimanded and that she complies with the following conditions:**

Certificate Holder will complete a course of study focused on Professional Boundaries of the client and caregiver. Certificate Holder shall provide proof of successful completion of this course by providing the Board a copy of either a certificate of completion or an official transcript no later than January 14, 2010.

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

Certificate Holder 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 certificate, up to and including revocation of her certificate as a Certified Nursing Assistant.

Certificate Holder understands that this Stipulation will be submitted to the Board of Nursing for their approval and is subject to the Board's acceptance.

Certificate Holder understands that if this Stipulation is accepted, the Board will issue a Final Order based thereon.

Certificate Holder understands that this Stipulation will become a matter of public record when the Board issues a Final Order adopting it.

Certificate Holder understands that by signing this Stipulation she waives any and all rights to notice and contested case hearing under the Oregon Administrative Procedures Act (ORS Chapter 138), and any and all rights to appeal or otherwise challenge this Stipulation and any Final Order issued based thereon.

Certificate Holder acknowledges that no promises or representations have been made or used to induce her to sign this Stipulation. Certificate Holder has fully read this Stipulation, understands this Stipulation completely and freely and voluntarily signs this Stipulation.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2010

\_\_\_\_\_  
Jennifer Jayne Houghtelling, CNA

**FOR THE OREGON STATE BOARD OF NURSING**

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Marilyn L. Hudson RN, MSN, CNS, FRE  
Investigations Manager  
Investigations Department

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Christopher J. Wilkins  
Investigator  
Investigations Department