

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of Megan Gauger, LPN License No. 201392074LPN) STIPULATED ORDER FOR) REPRIMAND OF PRACTICAL) NURSE LICENSE) Reference No. 14-01695
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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 Licensed Practical Nurses. Megan Gauger (Licensee) was issued a Licensed Practical Nurse License by the Board on September 3, 2013.

On or about May 5, 2014, the Board received a web complaint from a medical doctor, alleging that while his daughter was at outdoor school, she was improperly diagnosed and treated by Licensee.

On the evening of May 1, 2014, the student was seen by Licensee, because she had an itchy rash on her forearm and wrist. Licensee became concerned that the student was developing anaphylaxis despite no clear objective or subjective evidence of such.

After Licensee referred to the protocols for emergent anaphylaxis, she administered antihistamines and attempted to administer epinephrine to the student. She contacted emergency medical personnel, who evaluated the student and ruled out a systemic allergic reaction.

Licensee explained that she had become exhausted and overwhelmed and for these reasons her nursing judgment was compromised. When she accepted the position, Licensee understood that she would receive more training and additional support and resources than what were provided. She also did not know the position required her to be available 24 hours a day for consecutive days.

According to Licensee, when she realized she had accepted a position she was not prepared for, she repeatedly tried to resign, but was told there was nobody else to provide nursing services to the students at the camp. On May 2, 2014, Licensee left the position after notifying the site supervisor, but prior to ensuring nursing coverage.

By the above actions, Licensee is subject to discipline pursuant to the following:

ORS 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 endorsement, 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.

OAR 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:

(i) Leaving a client care assignment during the previously agreed upon work time period without notifying the appropriate supervisory personnel and confirming that nursing care for the client(s) will be continued.

(j) Leaving or failing to complete any nursing assignment, including a supervisory assignment, without notifying the appropriate personnel and confirming that nursing assignment responsibilities will be met.

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

(c) Assuming duties and responsibilities within the practice of nursing for direct client care, supervisory, managerial or consulting roles without documented preparation for the duties and responsibilities and when competency has not been established and maintained.

Licensee wishes to cooperate with the Board in this 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 Megan Gauger be reprimanded.

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 Licensee, up to and including revocation of her Licensee 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, and to any judicial review or appeal thereof. 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 Reprimand.

Megan Gauger, LPN

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

Date

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE