

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR**
Tawnya Brassard, CNA) **REPRIMAND OF CERTIFICATE**
) **WITH CONDITIONS**
Certificate No. 200412855CNA) **Reference No. 14-01219**

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. Tawnya Brassard (Certificate Holder) was issued a nursing assistant certificate by the Board on December 03, 2004.

On or about February 9, 2014, the Board received information that Certificate Holder failed to follow a patient care plan which resulted in patient harm. The Board opened an investigation into the matter.

During the course of the investigation Certificate Holder acknowledged that she knowingly performed a one person transfer on a patient whose care plan indicated that she was a two person transfer. The patient fell and sustained a fractured femur as a result of this action.

Medical records and an incident report confirmed the incident as stated by Certificate Holder.

By the above actions, CNA is subject to discipline pursuant to ORS 678.442 (2)(f); OAR 851-063-0030 (6)(d); OAR 851-063-0080 (6); OAR 851-063-0090 (6)(a), which read as follows:

ORS 678.442 Certification of nursing assistants; rules. (1) The Oregon State Board of Nursing shall establish standards for certifying and shall certify as a nursing assistant any person who:

(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:

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

OAR 851-063-0030 Authorized Duties and Standards for Certified Nursing Assistants

(6) Standards of Care for Certified Nursing Assistants. In the process of client care the CNA shall consistently:

(d) Follow the care plan as directed by the licensed nurse;

OAR 851-063-0080 Causes for Denial, Reprimand, Suspension, Probation or Revocation

of CNA Certificate 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:

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

OAR 851-063-0090 Conduct Unbecoming a Nursing Assistant

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:

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

(a) Failing to competently perform the duties of a nursing assistant;

CNA 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 CNA:

That the Certified Nursing Assistant certificate of Tawnya Brassard be reprimanded and she complete courses on Caring for the Elderly and Errors and Mistakes, How to Prevent Them.

CNA 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.

CNA 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 to practice as a Certified Nursing Assistant.

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

CNA 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. CNA acknowledges that no promises, representations, duress or coercion have been used to induce her to sign this Order.

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

CNA has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Reprimand.

Tawnya Brassard, CNA

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