

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

**In the Matter of** ) **STIPULATED ORDER FOR**  
**Amber Hardwick, CNA** ) **VOLUNTARY SURRENDER**  
)  
**Certificate No. 200910202CNA** ) **Reference No. 14-01161**

---

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. Amber Hardwick (Certificate Holder) was issued a nursing assistant certificate by the Board on January 22, 2009.

On or about February 11, 2014 the Board received information that CNA failed to respect the dignity and rights of a resident and physically abused the resident while providing peri-care on or about October 20, 2013.

By the above actions, CNA is subject to discipline pursuant to ORS 678.442(2)(d)(f) and OAR 851-063-0080(4) and (6) and OAR 851-063-0090(1)(c) and (2)(d), 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:

- (1) Conduct related to the client's safety and integrity:
- (c) Failing to respect client rights and dignity regardless of social or economic status, personal attributes or nature of health problems or disability.
- (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.

CNA 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 CNA:

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

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

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 Voluntary Surrender.

---

Amber Hardwick, 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