

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

**In the Matter of** ) **STIPULATED ORDER**  
**Hannah Fyre, CNA** ) **FOR REPRIMAND**  
)  
**Certificate No. 200910251CNA** ) **Reference No. 12-01354**

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The Oregon State Board of Nursing is the agency responsible for the certifying and regulating of Certified Nursing Assistants in the State of Oregon. Hannah Fyre is a certified nursing assistant in the State of Oregon. Ms. Fyre obtained her certified nursing assistant certificate by examination on January 27, 2009.

On November 30, 2008, Ms. Fyre was stopped by the police after making an improper left turn. Ms. Fyre was arrested for Driving Under the Influence of Intoxicants (DUII). During court proceedings, Ms. Fyre pled guilty to DUII, a Class A Misdemeanor. Ms. Fyre lost her driver's license for 90 days. In addition, she was ordered to pay a fine and complete 12 weeks of alcohol treatment. Ms. Fyre completed all court ordered requirements.

On April 2, 2009, Ms. Fyre began court-ordered alcohol treatment. Ms. Fyre was compliant with all aspects of the program and successfully completed the program on October 26, 2009.

On March 18, 2011, Ms. Fyre was stopped by the police after making an improper left turn. Ms. Fyre was arrested for DUII. During court proceedings, Ms. Fyre pled guilty to DUII, a Class A Misdemeanor. Ms. Fyre lost her driver's license for one year. In addition, Ms. Fyre was placed on court ordered bench probation for 24 months. Ms. Fyre was ordered to pay a fine, complete 80 hours of community service, and complete 12 weeks of alcohol treatment. She completed all court ordered requirements.

On June 2, 2011, Ms. Fyre began court-ordered alcohol treatment. Ms. Fyre was compliant with all aspects of the program and successfully completed the program on August 31, 2011.

By the above actions, Ms. Fyre is subject to discipline pursuant to violations of ORS 678.442(2)(f) and OAR 851-063-0090(7)(a), which provide as follows:

**ORS 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:

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

**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:

(7) Conduct related to impaired function:

(a) Use of drugs, alcohol or mind-altering substances to an extent or in a manner dangerous or injurious to the nursing assistant or others or to an extent that such use

impairs the ability to conduct safely the duties of a nursing assistant.

Ms. Fyre admits that the above allegations occurred and constitute violations of the Nurse Practice Act. She wishes to cooperate with the Board in resolving the present disciplinary matter. The following will be proposed to the Oregon State Board of Nursing and is agreed to by Ms. Fyre:

**That the Certified Nursing Assistant Certificate of Hannah Fyre be reprimanded.**

Ms. Fyre 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.

Ms. Fyre 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 his certificate, up to and including revocation of his certificate as a Certified Nursing Assistant.

Ms. Fyre understands that this Stipulation will be submitted to the Board of Nursing for their approval and is subject to the Board's acceptance. Ms. Fyre understands that if this Stipulation is accepted, the Board will issue a Final Order based thereon. Ms. Fyre understands that this Stipulation will become a matter of public record at such time as the Board issues a Final Order adopting it.

Ms. Fyre understands that by signing this Stipulated 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. She acknowledges that no promises or representations have been made or used to induce her to sign this Stipulation.

Ms. Fyre has fully read this Stipulation, understands this Stipulation completely and freely and voluntarily signs this Stipulation.

IT IS SO AGREED:

\_\_\_\_\_  
Hannah Fyre, 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