

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR**
Barbara Jacobson, NP) **REPRIMAND**
)

License No. 200941438RN, 200950085NP,) Reference No. 12-01269
200980011DP

The Oregon State Board of Nursing, (Board) is the state agency responsible for the licensure and regulation of Registered Nurses and Nurse Practitioners in the State of Oregon. Barbara Jacobson, NP (Licensee) is a Registered Nurse and Nurse Practitioner in the State of Oregon. The Board first issued her license and her Nurse Practitioner certificate on July 1, 2009.

On December 5, 2011, a complaint was received that alleged Licensee attempted to self-prescribe a medication at a pharmacy when her prescription for another medication could not be filled because it lacked proper insurance preauthorization from her physician.

During an interview with Board staff Licensee acknowledged that she attempted to self-prescribe by writing a prescription for herself, without using a prescription pad. She acknowledged this was a poor decision on her part that was made during a stressful time in which she was pressed for time and worried about the side effects of going without her medication.

Licensee has reviewed the administrative rules regarding prescribing and accepts full responsibility for her actions.

The above conduct is a violation of the provisions of **ORS 678.111 (1) (f), and OAR 851-045-0070 (4) (b) and (10) (b); and 851-056-0016 (2) (d).**

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 indorsement, 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.

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:

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

(b) Failing to conform to the essential standards of acceptable and prevailing nursing practice. Actual injury need not be established.

(10) Conduct related to advanced practice nursing:

(b) Prescribing for or dispensing medications to one's self.

851-056-0016 Conduct Derogatory to the Standards for Prescriptive or Dispensing Authority

(2) The abuse of the prescriptive or dispensing authority constitutes conduct derogatory to nursing standards and is defined as:

(d) Prescribing, dispensing, or distributing drugs for personal use;

Licensee acknowledges her misconduct and wishes to cooperate with the Board in resolving the present disciplinary matter.

The following will be proposed to the Board and is agreed to by Licensee:

That the Nurse Practitioner certificate of Barbara Jacobson will be reprimanded.

Licensee understands that, by entering into this Stipulation for Reprimand, she waives the right to an administrative hearing under ORS 183.310 to 183.550.

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 license, up to and including revocation of her Registered Nurse license and her Nurse Practitioner certificate.

Licensee understands this Stipulation will be submitted to the Board of Nursing at their next meeting for approval and is subject to the Board's confirmation.

Licensee, by her signature below, attests that she has read and understood this Stipulation for Reprimand, and declares that no promises, representations, duress, or coercion have been used to induce her to sign it.

Licensee understands that this Stipulation will become a matter of public record at such time as the Board issues a Final Order adopting it.

IT IS SO AGREED:

Barbara Jacobson, NP

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