

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR**
April Brown, RN) **REPRIMAND OF LICENSE**
)
License No. 200942306RN) **Reference No. 14-00151**

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Registered Nurses. April Brown (Licensee) was issued a registered nurse license by the Board on August 12, 2009.

On or about August 6, 2013, the Board received information that Licensee submitted synthetic urine in a pre-employment drug screen. The Board opened an investigation into the matter.

On or about August 1, 2013, Licensee was asked to promptly submit to a pre-employment drug screen for a nursing position she had been offered. The sample Licensee provided for testing contained no uric acid and resulted in an invalid test. Before the result of the drug screen was communicated to Licensee, Licensee withdrew from the application process and declined the position.

On or about September 18, 2013, Licensee attended an interview with Board staff. During that interview, Licensee acknowledged using synthetic urine, but made misrepresentations relevant to the matter under investigation.

Shortly after that interview, Licensee contacted Board staff to correct her misrepresentations. Licensee explained she used synthetic urine in a pre-employment drug screen because she did not want to disclose her use of medical marijuana. Licensee stated she deeply regrets her decision. Licensee provided documentation of her participation in the Oregon Medical Marijuana Program.

By the above actions, Licensee is subject to discipline pursuant to ORS 678.111(1)(d) & (f) and OAR 851-045-0070(7)(b), which provide as follows:

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 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:
 - (d) Fraud or deceit of the licensee in the practice of nursing or in admission to such practice.
 - (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:

- (7) Conduct related to the licensee's relationship with the Board:

- (b) Failing to answer truthfully and completely any question asked by the Board on an application for licensure or during the course of an investigation or any other question asked by the Board.

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 Registered Nurse license of April Brown 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 license, up to and including revocation of her license to practice as a Registered 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.

IT IS SO AGREED:

April Brown, RN

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

Date