

**BEFORE THE OREGON
STATE BOARD OF NURSING**

**In the Matter of
Crystal Green, CNA**

FINAL ORDER

Certificate No. 200811831CNA

Reference No. 10-01135

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, certifying, regulating and disciplining certain health care providers, including certified nursing assistants, in the State of Oregon. Crystal Green (Certificate Holder) is a Certified Nursing Assistant in the State of Oregon.

This Matter was considered by the Board on July 27, 2011. Licensee did not appear personally. The issue for the Board was whether to approve the Stipulation for Reprimand signed by Certificate Holder on July 11, 2011 and so dispense with this Matter pursuant to ORS 183.415(5).

Upon review of the Stipulation and the agency file in this Matter, the Board finds that reasonable factual and legal grounds exist to support approval of the Stipulation. It is hereby

ORDERED that the Stipulation signed by Certificate Holder on July 11, 2011 be accepted and by this reference incorporated herein, and it is further

ORDERED that the Board accept the Stipulation for Reprimand of the Nursing Assistant Certificate of Crystal Kaylen Green and the Stipulation be adopted.

DATED this _____ day of July, 2011

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Julia Willis, LPN
Presiding Board President

BEFORE THE BOARD OF NURSING
OF THE STATE OF OREGON

In the Matter of)
)) STIPULATION FOR REPRIMAND
Crystal Kaylen Green, CNA)
Certificate No. 200811831CNA)
)) Case No. 10C-135

The Oregon State Board of Nursing (Board) is the state agency responsible for the certification and regulation of nursing assistants in Oregon. Crystal Kaylen Green is a Certified Nursing Assistant in the State of Oregon. She obtained certification by examination on August 29, 2008.

On the evening of November 10, 2009, while working for Evergreen Vista Specialty Care in LaGrande, Oregon, Ms. Green was transferring resident GN from his wheelchair to his bed when he slid down to the ground. During the fall, GN scraped his back on the metal of his wheelchair, sustaining a superficial abrasion. According to his care plan, resident GN was to be assisted by two people during all transfers, but Ms. Green had transferred him by herself.

Ms. Green falsely documented, in a report of the incident, that she and another CNA had been transferring GN together. She was terminated for failure to follow the care plan and for falsifying documentation.

Based on the above conduct, Ms. Green is in violation of the following: ORS 678.442 (2) (d),(f); OAR 851-063-0080(4), (6) and 851-063-0090 (3)(c) and (6)(a).

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:

(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.

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:

(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.

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:

(3) Conduct related to communication:

(c) Falsifying a client or agency record; including but not limited to filling in someone else's omissions, signing someone else's name, recording care not given, fabricating data/values

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

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

Ms. Green wishes to cooperate with the Board in this matter. Therefore, the following will be proposed to the Board and is agreed to by Ms. Green:

That the Certified Nursing Assistant certificate of Crystal Kaylen Green be Reprimanded.

Ms. Green understands that, in the event she engages in future conduct resulting in violations of law, or violations of the terms and conditions of this Stipulation, the Board may take further disciplinary action against her, up to and including revocation of her CNA certificate.

Ms. Green understands that this Stipulation will be submitted to the Board for approval, and that it is subject to its confirmation.

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

Ms. Green understands that this Stipulation is a public record.

Ms. Green, by her signature below, attests that she has read and understands this Stipulation and agrees to abide by each and every one of its terms and conditions.

Ms. Green understands that, if proven, the conduct described above is grounds for the Board to issue a notice of intent to impose disciplinary action. Ms. Green does not wish to avail herself of her right to receive such Notice, or to ask for a contested case hearing on the matter, as is her right under Oregon law, and, therefore, is willing and proposes to resolve this matter by entering into this Stipulation.

Ms. Green further attests that no promises, representations, duress, or coercion have been used to induce her to sign this Stipulation.

Dated this _____ day of _____, 2011

Crystal Green

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Marilyn L. Hudson RN, MSN, CNS, FRE
Investigations Manager

Tammy Palumbo, RN, BSN
Nurse Investigator

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE