

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of) **STIPULATED ORDER FOR 30 DAY**
Dana Lightning, LPN) **SUSPENSION OF LICENSE**
)
License No. 200930136LPN) **Reference No. 14-01071**

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Licensed Practical Nurses. Dana Lightning (Licensee) was issued a practical nurse license by the Board on April 09, 2009.

On or about January 29, 2014, the Board received information that Licensee engaged in conduct derogatory by instructing unlicensed caregivers to perform tasks that they were not delegated to perform. The tasks included doing a capillary blood glucose (CBG) and administering insulin.

On or about January 29, 2014, Licensee instructed a med aide to substitute and use another resident's insulin when the resident that required insulin had run out of her insulin. Licensee failed to conform to the essential standards of acceptable and prevailing nursing practice.

On or about January 29, 2014, Licensee made two transcription errors resulting in missed medications that the resident required for his chronic condition.

The above conduct is a violation of the provisions of ORS 678.111 (1) (f); OAR 851-045-0070 (1) (a) (c) (h) and (4) (b).

ORS 678.111 Causes for denial, revocation, 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.

OAR 851-045-0070 Conduct Derogatory to the Standards of Nursing Define

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:

- (1) Conduct related to the client's safety and integrity:
 - (a) Developing, modifying or implementing standards of nursing practice/care which jeopardize patient safety.
 - (c) Failing to develop, implement and/or follow through with the plan of care.
 - (h) Assigning persons to perform functions for which they are not prepared or which are beyond their scope of practice/scope of duties.

- (4) Conduct related to achieving and maintaining clinical competency:
 - (b) Failing to conform to the essentials standards of acceptable and prevailing nursing practice. Actual injury need not be established.

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 Licensed Practical Nurse license of Dana Lightning be SUSPENDED for 30 days, commencing five business days from the date this Order is signed by the Oregon State Board of Nursing.

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 Licensed Practical 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 Suspension.

Dana Lightning, LPN

Date

ORDER

IT IS SO ORDERED:

BOARD OF NURSING FOR THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

Date