The attached are Primary Source Documents of the Idaho Board of Nursing for:

ANDREA CRABTREE
PN-10369

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: ANDREA CRABTREE License No. PN-10369 Case No. 04-010 and 04-010-2 Respondent.

) ) FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

Having reviewed the Complaint and other documents filed in this matter, the Idaho State Board of Nursing (hereinafter the "Board") enters the following Findings of Fact, Conclusions of Law, and Final Order:

FINDINGS OF FACT

1. Andrea Crabtree (hereinafter "Respondent") is licensed by the Idaho State Board of Nursing under License No. PN-10369 to engage in the practice of nursing in the State of Idaho.

2. On or about February 6, 2004, Respondent’s former employer sent the Board a Report of Violation of the Nursing Practice Act advising that Respondent had a positive urinalysis for amphetamines. Respondent told the complaining party she did not have a prescription for said medication.

3. On February 19, 2004, the Board’s staff contacted Respondent about the report and she denied using amphetamines. The options for entering the PRN or proceeding through the formal disciplinary process were explained to her. Respondent advised the Board’s staff she would undergo a drug alcohol evaluation and submit it to the Board. A confirming letter was sent to Respondent on February 23, 2004.

4. On or about August 25, 2004, a formal Complaint was sent to Respondent at her last known address. See Exhibit A. The United States Postal Service returned this to the Board marked as “undeliverable.” On September 7, 2004, Respondent came into the Board office and the Complaint was personally served at that time.

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER - 1
5. On or about September 30, 2004, the Board received a Report of Violation of the Nursing Practice Act from another former employer of Respondent. The report advised that Respondent had tested positive for methamphetamine and amphetamine. Respondent was re-tested twice and both tests confirmed a positive result. A confirming report of the positive finding was received by the Board on September 28, 2004.

6. On October 12, 2004, the Board sent another Complaint to Respondent at her last known address. See Exhibit B.

7. Also on October 12, 2004, a Notice of Intent to Take Default against her was sent to Respondent for failing to respond to the first Complaint and advising her that if she failed to respond to the second complaint, default would be taken against her at the Board meeting on November 11, 2004.

8. Both Complaints set forth in the second prayer for action that if Respondent did not respond the Board would issue Findings of Fact, Conclusions of Law and enter an Order imposing discipline against her license to practice.

CONCLUSIONS OF LAW

1. As a licensed nurse in the State of Idaho, Respondent is subject to the jurisdiction of the Board and to the provisions of title 54, chapter 14, Idaho Code.

2. Respondent’s Idaho licensure, PN-10369 is conditioned upon her complying with all the laws, rules and regulations. Respondent’s actions as set forth above are in violation of Idaho Code §§ 54-1413(1)(e), (g) and (h) and IDAPA 23. 01.01.100.06, .08 and .09 and 23.01.01.101.01, and 04.e and hence constitutes grounds for discipline.

3. Respondent’s acts as set forth above and her failure to act as set forth in the attached documents constitute violations of Idaho Code § 54-1413, thereby authorizing the Board to impose sanctions against Respondent pursuant to Idaho Code §§ 54-1413(3)(a) and 67-5242(4).
ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being shown, it is hereby ordered that License No. PN-10369 issued to Andrea Crabtree, is hereby revoked, effective immediately.

It is further ordered that, should Respondent request reinstatement of licensure in the future, that she present the following information to the Board with her application for reinstatement:

1. Evidence of abstinence from the use of alcohol and non-medically prescribed drugs;

2. Documentation that she is rehabilitated and competent to practice nursing by submitting:
   a. A comprehensive drug/alcohol evaluation completed by a qualified health care provider at the time of application for reinstatement;
   b. A detailed summary of employment since licensure revocation or suspension;
   c. Documentation of activities engaged in to address drug/alcohol issues, to include documentation of an active recovery program.

DATED this 14th day of November, 2004.

IDAHO STATE BOARD OF NURSING

By ____________________________
RANDALL HUDSPETH, NP, CNS
CHAIRMAN

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER - 3
NOTICE OF DUE PROCESS RIGHTS

This is a final order of the Board. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The Board will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

a. A hearing was held,
b. The final agency action was taken,
c. The party seeking review of the order resides, or
d. The real property or personal property that was the subject of the agency action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11TH day of NOVEMBER, 2004, I caused to be served a true and correct copy of the foregoing FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER addressed as follows:

Cheri L. Bush
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

U.S. Mail, postage prepaid
Certified U.S. Mail, return receipt
Hand Delivery
Overnight Mail
Facsimile: ________________
X Statehouse Mail

Andrea Crabtree
604 W. Orchard Ave.
Nampa, ID 83651

X U.S. Mail, postage prepaid
X Certified U.S. Mail, return receipt
Hand Delivery
Overnight Mail
Facsimile: ________________
Statehouse Mail

Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER - 5
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: ANDREA CRABTREE License No. PN-10369, Respondent.

) )
) Case No. 04-010

COMPLAINT

To: Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

STATEMENT OF CHARGES

1. The Idaho State Board of Nursing (hereinafter the “Board”) is empowered by Idaho Code Section 54-1404 to regulate the practice of nursing in the State of Idaho.

2. Andrea Crabtree (hereinafter “Respondent”) is licensed to engage in the practice of nursing by the Idaho State Board of Nursing under License No. PN-10369.

3. On or about February 6, 2004 the Board received from Respondent’s former employer a Report of Violation of the Nursing Practice Act indicating that Respondent had a positive urine analysis test for amphetamines. Respondent told the reporting party she was not taking prescription medication.

4. On February 19, 2004 Board staff contacted Respondent about the report and she denied using amphetamines. The options for entering the PRN or proceeding through the disciplinary process were explained to her. Respondent told the staff member that she would undergo an alcohol drug evaluation and submit it to the Board. A confirming letter was sent to Respondent on February 23, 2004.

COMPLAINT - 1
5.

On April 2, 2004 another letter was sent to Respondent by Board staff reminding her of the telephone conversation and the letter of February 23, 2004. Respondent was advised to provide the Board with the name of the evaluator and the evaluation within thirty days or a formal disciplinary process would be initiated.

6.

On June 1, 2004 the Board sent a second reminder letter to Respondent requesting the information originally requested in February. This allowed her an additional fourteen days to submit the information to the Board. To date Respondent has not provided the Board with the requested information.

7.

Respondent’s conduct as set forth above if proven constitutes grounds for discipline as follows:

a) For violations of Idaho Code Section 54-1413 (1)(e) and IDAPA 23.01.01.100.06- Habitually uses alcoholic beverages or narcotic, hypnotic or hallucinogenic drugs; and,

b) For violation of IDAPA 23.01.01.101.03.e- The nurse shall not practice nursing while the ability to practice is impaired by alcohol or drugs or physical, mental or emotional disability.

8.

Pursuant to Idaho Code Section 54-1413, the Board is authorized to enter an order suspending, revoking or otherwise disciplining Respondent’s license for Respondent’s violations of Idaho Code and the Board’s duly promulgated rules, as set forth above.

WHEREFORE, the Idaho State Board of Nursing prays for the following action:

1. That a hearing commence at a designated time to allow evidence on the allegations contained in the Complaint to be presented before the Board or the Board’s designated hearing officer;
2. That subsequent to taking evidence, the waiver of a hearing, or the failure of the Respondent to file an Answer to this administrative Complaint, that the Board, or its designated hearing officer, shall issue findings of fact and conclusions of law finding the violations of law alleged herein and the Board shall determine whether the license of Respondent Andrea Crabtree should be suspended, revoked or otherwise disciplined pursuant to the statutory and regulatory authority of the Board of Nursing; and

3. For such other and further relief as the Board deems just and proper in the circumstances.

DATED this 25TH day of AUGUST____, 2004.

IDAHO STATE BOARD OF NURSING

By ______________________
Sandra Evans, M.A.Ed., R.N.
Executive Director

NOTIFICATION OF PROCEDURAL RIGHTS

Pursuant to the provisions of the Administrative Procedure Act codified at title 67, chapter 52, Idaho Code, and the Idaho Rules of the Administrative Procedure of the Attorney General, promulgated at IDAPA 04.11.01, if you wish to contest the charges set forth in this Complaint, you must: (1) file with the Idaho State Board of Nursing a verified Answer to the allegations contained herein within twenty-one (21) days after you are served with this Complaint and (2) request an evidentiary hearing on the charges. You are further notified that if you fail to answer and/or request a hearing, the Board may enter a default against you and be granted the relief sought in this Complaint. Upon receipt of your Answer and request for hearing, the matter will be reviewed and a hearing scheduled. You will then be notified of the date, time and place of the hearing, the name of the hearing officer appointed by the Board (if any) and further notification of your procedural rights and responsibilities.

You also have the right to be represented by legal counsel, at your own expense, during this administrative proceeding.

COMPLAINT - 3
Copies of the Administrative Procedure Act and the Idaho Rules of the Administrative Procedure of the Attorney General may be obtained at the Idaho State Law Library.

All original official documents must be filed with the Board at the following address:

Idaho State Board of Nursing
280 N. Eighth Street, Suite 210
P.O. Box 83720
Boise, ID 83720-0061
telephone: (208) 334-3110
facsimile: (208) 334-3262

A copy of the Answer and every pleading, motion or subsequent document filed with the Board must also be served upon legal counsel for the Board at the following address:

Cheri L. Bush
Deputy Attorney General
Civil Litigation Division
P.O. Box 83720
Boise, ID 83720-0010
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this __25TH__ day of __AUGUST__, 2004, I caused to be served a true and correct copy of the foregoing COMPLAINT addressed as follows:

Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

☐ U.S. Mail
☐ Hand Delivery
☒ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: _________________________
☐ Statehouse Mail

Cheri L. Bush
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: _________________________
☒ Statehouse Mail

__________________________
Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: ANDREA CRABTREE
License No. PN-10369,
Respondent.

Case No. 04-010-2
COMPLAINT

To: Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

STATEMENT OF CHARGES

1.
The Idaho State Board of Nursing (hereinafter the "Board") is empowered by Idaho Code Section 54-1404 to regulate the practice of nursing in the State of Idaho.

2.
Angela Crabtree (hereinafter "Respondent") is licensed to engage in the practice of nursing by the Idaho State Board of Nursing under License No. PN-10369.

3.
On or about September 30, 2004, the Board received a Report of Violation of the Nursing Practice Act from Trinity Mission Health and Rehab of Holly, Respondent's former employer. On September 16, 2004, the complaining party had all nursing staff submit to random urinalysis testing. Respondent's sample tested positive for methamphetamine and amphetamine. The Respondent was re-tested twice and both times a positive result was obtained. The sample was then sent out to the laboratory to confirm the test results. A confirming report of the positive finding was received on September 28, 2004.
4.

The complaining party has attempted to contact Respondent to no avail. On September 7, 2004, Respondent provided the Board with her then current address; this is the same address where the complaining party has attempted to contact Respondent.

5.

Respondent’s conduct as set forth above if proven constitutes grounds for discipline as follows:

a. For violations of Idaho Code § 54-1413 (1)(e) and IDAPA 23.01.01.100.06—Habitually uses alcoholic beverages or narcotic, hypnotic or hallucinogenic drugs;

b. For violations of Idaho Code § 54-1413 (1)(g) and IDAPA 23.01.01.100.08 and 23.01.01.101.01—Violates the law, or rules and standards of conduct and practice as may be adopted by the board;

c. For violations of Idaho Code § 54-1413 (1)(h) and IDAPA 23.01.01.100.09—Conduct to deceive, defraud or endanger patients or the public; and

d. For violations of IDAPA 23.01.01.101.04.e—The nurse shall not obtain, possess, furnish or administer prescription drugs to any person, including self, except as directed by a person authorized by law to prescribe drugs;

6.

Pursuant to Idaho Code § 54-1413, the Board is authorized to enter an order suspending, revoking or otherwise disciplining Respondent’s license for Respondent’s violations of Idaho Code and the Board’s duly promulgated rules, as set forth above.

WHEREFORE, the Idaho State Board of Nursing prays for the following action:

1. That a hearing commence at a designated time to allow evidence on the allegations contained in the Complaint to be presented before the Board or the Board’s designated hearing officer;
2. That subsequent to taking evidence, the waiver of a hearing, or the failure of the Respondent to file an Answer to this administrative Complaint, that the Board, or its designated hearing officer, shall issue findings of fact and conclusions of law finding the violations of law alleged herein and the Board shall determine whether the license of Respondent Angela Crabtree should be suspended, revoked or otherwise disciplined pursuant to the statutory and regulatory authority of the Board of Nursing; and

3. For such other and further relief as the Board deems just and proper in the circumstances.

DATED this 12th day of October, 2004.

IDAHO STATE BOARD OF NURSING

By Sandra Evans, M.A.Ed., R.N.
Executive Director

NOTIFICATION OF PROCEDURAL RIGHTS

Pursuant to the provisions of the Administrative Procedure Act codified at title 67, chapter 52, Idaho Code, and the Idaho Rules of the Administrative Procedure of the Attorney General, promulgated at IDAPA 04.11.01, if you wish to contest the charges set forth in this Complaint, you must: (1) file with the Idaho State Board of Nursing a verified Answer to the allegations contained herein within twenty-one (21) days after you are served with this Complaint and (2) request an evidentiary hearing on the charges. You are further notified that if you fail to answer and/or request a hearing, the Board may enter a default against you and be granted the relief sought in this Complaint. Upon receipt of your Answer and request for hearing, the matter will be reviewed and a hearing scheduled. You will then be notified of the date, time and place of the hearing, the name of the hearing officer appointed by the Board (if any) and further notification of your procedural rights and responsibilities.

You also have the right to be represented by legal counsel, at your own expense, during this administrative proceeding.
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October, 2004, I caused to be served a true and correct copy of the foregoing COMPLAINT addressed as follows:

Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

☐ U.S. Mail
☐ Hand Delivery
☒ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: _________________________
☐ Statehouse Mail

Cheri L. Bush
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: _________________________
☒ Statehouse Mail

Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of:

ANDREA CRABTREE
License No. PN-10369,
Respondent.

Case No. 04-010
COMPLAINT

To: Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

STATEMENT OF CHARGES

1.
The Idaho State Board of Nursing (hereinafter the “Board”) is empowered by Idaho Code Section 54-1404 to regulate the practice of nursing in the State of Idaho.

2.
Andrea Crabtree (hereinafter “Respondent”) is licensed to engage in the practice of nursing by the Idaho State Board of Nursing under License No. PN-10369.

3.
On or about February 6, 2004 the Board received from Respondent’s former employer a Report of Violation of the Nursing Practice Act indicating that Respondent had a positive urine analysis test for amphetamines. Respondent told the reporting party she was not taking prescription medication.

4.
On February 19, 2004 Board staff contacted Respondent about the report and she denied using amphetamines. The options for entering the PRN or proceeding through the disciplinary process were explained to her. Respondent told the staff member that she would undergo an alcohol drug evaluation and submit it to the Board. A confirming letter was sent to Respondent on February 23, 2004.

COMPLAINT - 1
5.

On April 2, 2004 another letter was sent to Respondent by Board staff reminding her of the telephone conversation and the letter of February 23, 2004. Respondent was advised to provide the Board with the name of the evaluator and the evaluation within thirty days or a formal disciplinary process would be initiated.

6.

On June 1, 2004 the Board sent a second reminder letter to Respondent requesting the information originally requested in February. This allowed her an additional fourteen days to submit the information to the Board. To date Respondent has not provided the Board with the requested information.

7.

Respondent’s conduct as set forth above if proven constitutes grounds for discipline as follows:

a) For violations of Idaho Code Section 54-1413 (1)(e) and IDAPA 23.01.01.100.06- Habitually uses alcoholic beverages or narcotic, hypnotic or hallucinogenic drugs; and,

b) For violation of IDAPA 23.01.01.101.03.e- The nurse shall not practice nursing while the ability to practice is impaired by alcohol or drugs or physical, mental or emotional disability.

8.

Pursuant to Idaho Code Section 54-1413, the Board is authorized to enter an order suspending, revoking or otherwise disciplining Respondent’s license for Respondent’s violations of Idaho Code and the Board’s duly promulgated rules, as set forth above.

WHEREFORE, the Idaho State Board of Nursing prays for the following action:

1. That a hearing commence at a designated time to allow evidence on the allegations contained in the Complaint to be presented before the Board or the Board’s designated hearing officer;

COMPLAINT - 2
2. That subsequent to taking evidence, the waiver of a hearing, or the failure of the Respondent to file an Answer to this administrative Complaint, that the Board, or its designated hearing officer, shall issue findings of fact and conclusions of law finding the violations of law alleged herein and the Board shall determine whether the license of Respondent Andrea Crabtree should be suspended, revoked or otherwise disciplined pursuant to the statutory and regulatory authority of the Board of Nursing; and

3. For such other and further relief as the Board deems just and proper in the circumstances.

DATED this 25th day of AUGUST, 2004.

IDAHO STATE BOARD OF NURSING

By ___________________________
Sandra Evans, M.A.Ed., R.N.
Executive Director

-------------------

NOTIFICATION OF PROCEDURAL RIGHTS

Pursuant to the provisions of the Administrative Procedure Act codified at title 67, chapter 52, Idaho Code, and the Idaho Rules of the Administrative Procedure of the Attorney General, promulgated at IDAPA 04.11.01, if you wish to contest the charges set forth in this Complaint, you must: (1) file with the Idaho State Board of Nursing a verified Answer to the allegations contained herein within twenty-one (21) days after you are served with this Complaint and (2) request an evidentiary hearing on the charges. You are further notified that if you fail to answer and/or request a hearing, the Board may enter a default against you and be granted the relief sought in this Complaint. Upon receipt of your Answer and request for hearing, the matter will be reviewed and a hearing scheduled. You will then be notified of the date, time and place of the hearing, the name of the hearing officer appointed by the Board (if any) and further notification of your procedural rights and responsibilities.

You also have the right to be represented by legal counsel, at your own expense, during this administrative proceeding.
Copies of the Administrative Procedure Act and the Idaho Rules of the Administrative Procedure of the Attorney General may be obtained at the Idaho State Law Library.

All original official documents must be filed with the Board at the following address:

Idaho State Board of Nursing  
280 N. Eighth Street, Suite 210  
P.O. Box 83720  
Boise, ID 83720-0061  
telephone: (208) 334-3110  
fax/simile: (208) 334-3262

A copy of the Answer and every pleading, motion or subsequent document filed with the Board must also be served upon legal counsel for the Board at the following address:

Cheri L. Bush  
Deputy Attorney General  
Civil Litigation Division  
P.O. Box 83720  
Boise, ID 83720-0010
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of August, 2004, I caused to be served a true and correct copy of the foregoing COMPLAINT addressed as follows:

Andrea Crabtree  
604 W Orchard Ave  
Nampa, ID 83651

☒ U.S. Mail  
☐ Hand Delivery  
☒ Certified Mail, Return Receipt Requested  
☐ Overnight Mail  
☐ Facsimile:  
☐ Statehouse Mail

Cheri L. Bush  
Deputy Attorney General  
P.O. Box 83720  
Boise, ID 83720-0010

☒ U.S. Mail  
☐ Hand Delivery  
☒ Certified Mail, Return Receipt Requested  
☐ Overnight Mail  
☐ Facsimile:  
☒ Statehouse Mail

Sandra Evans, M.A.Ed., R.N.  
Executive Director  
Board of Nursing
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: ANDREA CRABTREE License No. PN-10369, Respondent. Case No. 04-010

NOTICE OF INTENT TO TAKE DEFAULT

The Idaho State Board of Nursing (hereinafter the "Board") received information from Respondent's former employer of a violation of the Nurse Practice Act. Board staff spoke with Respondent about the allegations on February 19, 2004. Respondent was suspected of diverting amphetamines. Respondent has denied this and agreed to undergo a drug/alcohol evaluation. When Respondent failed to submit said evaluation to the Board in a timely fashion, the formal Complaint was issued citing violations of Idaho Code § 54-1413 (1)(e) and IDAPA 23.01.01.100.06—Habitually uses alcoholic beverages or narcotic, hypnotic or hallucinogenic drugs, and IDAPA 23.01.01.101.03.e—The nurse shall not practice nursing while the ability to practice is impaired by alcohol or drugs or physical, mental or emotional disability. This constitutes sufficient grounds for the initiation of an administrative action against Respondent's Idaho nursing license, Idaho Code § 54-1413 (1)(e) and IDAPA 23.01.01.100.06, and 23.01.01.101.03.e.

On August 25, 2004, the Board filed the formal Complaint against Respondent. The United States Post Office returned the Complaint marked as undeliverable. Respondent came to the Board office on September 7, 2004, and the Complaint was personally served at that time.

THIS IS NOTICE OF THE INTENT TO TAKE DEFAULT AGAINST RESPONDENT AT THE NEXT REGULARLY SCHEDULED BOARD MEETING ON NOVEMBER 11, 2004, IF RESPONDENT DOES NOT CONTACT THE STAFF OF
THE BOARD NO LATER THAN FRIDAY, OCTOBER 15, 2004. THIS IS TO FURTHER ADVISE RESPONDENT THE DEFAULT SOUGHT WILL BE REVOCATION OF LICENSE PN-10369.

Respondent should contact the Board in writing via:

Vicky Goettsche, MBA, RN
Associate Director
P.O. Box 83720
Boise, ID 83720-0061
Fax (208) 334-3262

Respondent must also send a copy of any written contact to:

Cheri L. Bush, D.A.G.
Office of the Attorney General, Civil Litigation
P.O. Box 83720
Boise, ID 83720-0010
Fax: (208) 334-2830

Dated this 12th day of October, 2004.

IDAHO STATE BOARD OF NURSING

By Sandra Evans, M.A.Ed., R.N.
Executive Director

NOTICE OF INTENT TO TAKE DEFAULT - 2
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October, 2004, I caused to be served a true and correct copy of the foregoing addressed as follows:

Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

Cheri L. Bush
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

[Checkboxes for methods of service: U.S. Mail, Hand Delivery, Certified Mail, Return Receipt Requested, Overnight Mail, Facsimile, Statehouse Mail]

Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing

NOTICE OF INTENT TO TAKE DEFAULT - 3
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: ANDREA CRABTREE License No. PN-10369, Respondent. Case No. 04-010-2 COMPLAINT

To: Andrea Crabtree 604 W Orchard Ave Nampa, ID 83651

STATEMENT OF CHARGES

1. The Idaho State Board of Nursing (hereinafter the “Board”) is empowered by Idaho Code Section 54-1404 to regulate the practice of nursing in the State of Idaho.

2. Angela Crabtree (hereinafter “Respondent”) is licensed to engage in the practice of nursing by the Idaho State Board of Nursing under License No. PN-10369.

3. On or about September 30, 2004, the Board received a Report of Violation of the Nursing Practice Act from Trinity Mission Health and Rehab of Holly, Respondent’s former employer. On September 16, 2004, the complaining party had all nursing staff submit to random urinalysis testing. Respondent’s sample tested positive for methamphetamine and amphetamine. The Respondent was re-tested twice and both times a positive result was obtained. The sample was then sent out to the laboratory to confirm the test results. A confirming report of the positive finding was received on September 28, 2004.
4.

The complaining party has attempted to contact Respondent to no avail. On September 7, 2004, Respondent provided the Board with her then current address; this is the same address where the complaining party has attempted to contact Respondent.

5.

Respondent’s conduct as set forth above if proven constitutes grounds for discipline as follows:

a. For violations of Idaho Code § 54-1413 (1)(e) and IDAPA 23.01.01.100.06—Habitually uses alcoholic beverages or narcotic, hypnotic or hallucinogenic drugs;

b. For violations of Idaho Code § 54-1413 (1)(g) and IDAPA 23.01.01.100.08 and 23.01.01.101.01—Violates the law, or rules and standards of conduct and practice as may be adopted by the board;

c. For violations of Idaho Code § 54-1413 (1)(h) and IDAPA 23.01.01.100.09—Conduct to deceive, defraud or endanger patients or the public; and

d. For violations of IDAPA 23.01.01.101.04.e—The nurse shall not obtain, possess, furnish or administer prescription drugs to any person, including self, except as directed by a person authorized by law to prescribe drugs;

6.

Pursuant to Idaho Code § 54-1413, the Board is authorized to enter an order suspending, revoking or otherwise disciplining Respondent’s license for Respondent’s violations of Idaho Code and the Board’s duly promulgated rules, as set forth above.

WHEREFORE, the Idaho State Board of Nursing prays for the following action:

1. That a hearing commence at a designated time to allow evidence on the allegations contained in the Complaint to be presented before the Board or the Board’s designated hearing officer;

COMPLAINT - 2
2. That subsequent to taking evidence, the waiver of a hearing, or the failure of the Respondent to file an Answer to this administrative Complaint, that the Board, or its designated hearing officer, shall issue findings of fact and conclusions of law finding the violations of law alleged herein and the Board shall determine whether the license of Respondent Angela Crabtree should be suspended, revoked or otherwise disciplined pursuant to the statutory and regulatory authority of the Board of Nursing; and

3. For such other and further relief as the Board deems just and proper in the circumstances.

DATED this 12th day of October, 2004.

IDAH0 STATE BOARD OF NURSING

By _______________

Sandra Evans, M.A.Ed., R.N.
Executive Director

---

NOTIFICATION OF PROCEDURAL RIGHTS

Pursuant to the provisions of the Administrative Procedure Act codified at title 67, chapter 52, Idaho Code, and the Idaho Rules of the Administrative Procedure of the Attorney General, promulgated at IDAPA 04.11.01, if you wish to contest the charges set forth in this Complaint, you must: (1) file with the Idaho State Board of Nursing a verified Answer to the allegations contained herein within twenty-one (21) days after you are served with this Complaint and (2) request an evidentiary hearing on the charges. You are further notified that if you fail to answer and/or request a hearing, the Board may enter a default against you and be granted the relief sought in this Complaint. Upon receipt of your Answer and request for hearing, the matter will be reviewed and a hearing scheduled. You will then be notified of the date, time and place of the hearing, the name of the hearing officer appointed by the Board (if any) and further notification of your procedural rights and responsibilities.

You also have the right to be represented by legal counsel, at your own expense, during this administrative proceeding.

COMPLAINT - 3
Copies of the Administrative Procedure Act and the Idaho Rules of the Administrative Procedure of the Attorney General may be obtained at the Idaho State Law Library.

All original official documents must be filed with the Board at the following address:

Idaho State Board of Nursing
280 N. Eighth Street, Suite 210
P.O. Box 83720
Boise, ID 83720-0061
telephone: (208) 334-3110
facsimile: (208) 334-3262

A copy of the Answer and every pleading, motion or subsequent document filed with the Board must also be served upon legal counsel for the Board at the following address:

Cheri L. Bush
Deputy Attorney General
Civil Litigation Division
P.O. Box 83720
Boise, ID 83720-0010
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October, 2004, I caused to be served a true and correct copy of the foregoing COMPLAINT addressed as follows:

Andrea Crabtree
604 W Orchard Ave
Nampa, ID 83651

☒ U.S. Mail
☐ Hand Delivery
☒ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: ______________________
☐ Statehouse Mail

Cheri L. Bush
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: ______________________
☒ Statehouse Mail

Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing

COMPLAINT - 5