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

STEPHANIE CULP

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

STATE OF IDAHO

In the Matter of the Application of  )
Stephanie Culp,  ) ORDER GRANTING PETITION  
License No. N-22649,  ) FOR REINSTATEMENT OF LICENSE  
) CASE 01-011

On March 24, 2006, Stephanie Culp (Respondent) applied for reinstatement of licensure. Her application for reinstatement was presented to the members of the Idaho Board of Nursing (Board) on April 28, 2006. Following its review of the application, the matters on file with the Board, and the information submitted in support of the application, and good cause appearing therefore, the Board enters the following Order on Petition for Reinstatement.

FINDINGS OF FACT

1. Respondent was licensed as a professional nurse on December 18, 1992. She was issued license number N-22649.
2. On March 9, 2001, Respondent voluntarily surrendered her license to practice and entered into the PRN.
3. On January 29, 2004, the Board took disciplinary action against Respondent, revoking her license, based on its conclusion that respondent had relapsed and was non-compliant with PRN contract requirements. A copy of the order entered by the Board is attached hereto as Exhibit A.
5. By letter of March 24, 2006, Respondent submitted a statement indicating her recovery efforts, including regular attendance at AA meetings, participation in Spring and Falls Assemblies, and chairing home group meetings.
7. By letters of March 21 and April 14, 2006, Patricia Graves, Sponsor, verified Respondent’s attendance at 2-3 AA meetings per week and active participation in her recovery.
8. During the regularly scheduled Board meeting on April 28, 2006, Respondent’s request was granted and a limited license for three years was issued.

CONCLUSIONS OF LAW

1. The facts as stated above fall within the regulatory jurisdiction of the Board as set forth in title 54, chapter 14, Idaho Code.

ORDER GRANTING PETITION - 1
2. The Board has the power to refuse to reinstate a license, and may place on probation, reprimand, limit, restrict, condition or take other disciplinary action against the licensee upon the determination that the licensee engaged in conduct constituting grounds for discipline. Idaho Code Section 54-1413.

3. In considering applications for reinstatement, the Board evaluates the nature and severity of the act that resulted in revocation; the applicant’s subsequent conduct; the lapse of time since discipline; the degree of compliance with any terms and conditions that the Board imposed; intervening circumstances; degree of rehabilitation; applicant’s adherence to law and rule; and applicant’s criminal background. IDAPA 23.01.01.120.03.

4. The Board may issue a limited license to an applicant who has been the subject of a disciplinary action, if it finds the applicant qualifies for reinstatement. IDAPA 23.01.01.132.01.a.

5. Respondent’s license was the subject of disciplinary action, based on conduct constituting legal grounds for imposition of discipline, as set forth in the Attached Exhibit A.

6. Respondent has provided evidence of completed treatment and active recovery.

7. Respondent’s previous history of discipline by the Board constitutes grounds for the imposition of limits or conditions on her license to practice.

ORDER

NOW, THEREFORE, it is hereby ordered that:
1. Respondent’s petition for reinstatement is GRANTED, and
2. Respondent will be issued a LIMITED LICENSE, for a period of three (3) years, subject to Respondent’s strict adherence to and compliance with each of the following conditions and limitations:
   a. Notify the Board of any change in current address and telephone number within ten (10) days of that change.
   b. Notify the Board of the name(s) and address(es) of any and all employer(s), at the time that employment in any field is accepted. May not accept employment in any other state unless expressly authorized by both states.
   c. Request immediate supervisor to submit performance evaluations at monthly intervals for six (6) months, then at quarterly intervals.
   d. Obtain and pay for random urine drug screens at monthly intervals for six (6) months, then at quarterly intervals.
   e. Meet with professional Board staff upon request.
   f. Submit self-evaluations at monthly intervals for six (6) months, then at quarterly intervals.
   g. Attend at least two (2) AA/NA meetings per week and submit signed cards monthly to confirm attendance.
   h. Obtain and request a 12-step sponsor to submit reports of progress at monthly intervals for six (6) months, then at quarterly intervals.
i. Comply with all laws, rules, standards, policies and procedures pertaining to the practice of nursing.

j. Abstain from the use of all mind-altering and potentially addicting drugs and alcohol, unless medically authorized.

k. In the event Respondent is prescribed a mind-altering and/or potentially addicting drug, a copy of the prescription will immediately be furnished to the Board and the National Confederation of Professional Services (NCPS).

4. REPORTING REQUIREMENTS. All reports must be submitted to the Board of Nursing office by the 30th day of each month in which they are due. Respondent shall further assure that any required reports to be submitted by others are submitted by the 30th of each month in which they are due.

5. EMPLOYMENT. Respondent may not be employed in any other state party to the Nurse Licensure Compact without having received permission from that state.

IT IS FURTHER ORDERED, that any failure to strictly adhere to the foregoing conditions, including the submission of reports in a timely manner shall constitute grounds for the imposition of disciplinary action.

NOTICE OF APPEAL RIGHTS

This is a Final Order of the agency. Any party may file a motion for reconsideration of this Final Order within fourteen (14) days of the service date of this Order. The agency 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).

As set forth in section 54-1413, Idaho Code, and Board of Nursing Rule, IDAPA 23.01.01.165.01, you may petition for reconsideration of any final order of the Board upon the following grounds:

a. Newly discovered or newly available evidence relevant to the issues;

b. Error in the processing or Board decision that would be grounds for reversal or judicial review of the order;

c. Need for further consideration of the issues and the evidence in the public interest; or

d. A showing that issues not considered ought to be examined in order to properly dispose of the matter.

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:

i. a hearing was held,

ii. the final agency action was taken,

iii. the party seeking review of the order resides or operates its principal place of business in Idaho, or

ORDER GRANTING PETITION - 3
iv. 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.

DATED this 19 day of June, 2006.

IDAHO STATE BOARD OF NURSING

By: [Signature]

RANDALL HUDSPETH, NP, CNS, RN
Chairman
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20TH day of JUNE, 2006, I caused to be served a true and correct copy of the foregoing ORDER GRANTING PETITION FOR REINSTATEMENT OF LICENSE, addressed as follows:

Karl Klein
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

Kay Christensen
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

Stephanie Culp
308 15th Ave South
Nampa, ID 83651

___ U.S. Mail, postage prepaid
__ Certified U.S. Mail, return receipt
  X Hand Delivery

__________________________
SANDRA EVANS, MAEd, RN,
Executive Director,
Idaho Board of Nursing
Certificate of Service

I HEREBY CERTIFY that on the __21__ day of June, 2006, I received a true and correct copy of the foregoing ORDER GRANTING PETITION FOR REINSTATEMENT OF LICENSE, addressed as follows:

STEPHANIE CULP
308 15th AVENUE SOUTH
NAMPA IDAHO 83651

[Signature]
Stephanie Culp
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: )
STEPHANIE CULP )
License No. N-22649 )
Respondent. )

Case No. 01-011
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 Order:

FINDINGS OF FACT

1. Stephanie Culp (hereinafter Respondent) and previously known as Stephanie Ives or Stephanie Cooper, is licensed by the Idaho State Board of Nursing under a limited license No. N-22649 to engage in the practice of nursing in the State of Idaho.

2. On November 1, 1999 Respondent self referred to the Program for Recovering Nurses (hereinafter PRN).

3. On or about February 22, 2001 the Board’s staff was advised that Respondent had not been compliant with the terms of the contract. See Exhibit A.

4. On February 27, 2001 Respondent was advised she needed to voluntarily surrender her license as the Board had been notified she not in compliance with the terms of her contract as she had a positive UA. She did so on or about March 9, 2001. See Exhibit B.

5. On March 23, 2001 a limited license was issued after a letter from the PRN was received in support for same, see Exhibit C.

6. On September 2, 2003 the Board’s PRN received notice that Respondent had tested positive for Morphine on a recent random urine analysis (hereinafter UA) but

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER - 1
she did not know why. Later that day information was received that confirmed a positive UA test for Morhine that was consistent with codeine use. The test disputed Respondent’s explanation to them of eating a poppy seed bagel.

7. On September 8, 2003, Respondent was advised she would have to increase her random UA rate to 24 times per year and that she was required to attend ninety (90) AA meeting in ninety (90) days, see Exhibit D.

8. On September 26, 2003, the Committee was notified via telephone by Respondent’s employer that a random work UA came back positive for Codiene and Benadryl. Respondent purportedly told her employer she had ingested some of her daughter’s prescription medication. Written notification of same came from the employer on October 2, 2003. See Exhibit E.

9. On October 1, 2003, the PRN sent a letter to the Advisory Committee advising that Respondent was not compliant with the program as she had two positive UA tests in the month of September. Respondent sent a written response to the letter from the PRN. See Exhibit F.

10. On October 9, 2003, Respondent was advised that her limited license was terminated immediately for not being compliant with the terms and conditions of limited licensure by failing to abstain from the use of all mind-altering chemicals, see Exhibit G.

11. On October 21, 2003, Respondent was notified she had an appointment to meet with the PRN Advisory Committee on November 10, 2003, see Exhibit H.

12. Following the meeting on the 10th, on November 18, 2003, Respondent was advised that the Advisory Committee was recommending that she re-enroll in the PRN and sign a new contract for that term. And that new conditions of the contract would include a mental health assessment and tight restrictions on worksite and hours. See Exhibit I. The letter also include a time for Respondent to consider her options.
13. On November 28, 2003, Respondent advised the Advisory Committee that she had decided to not pursue retention of her license and that she understood discipline would be imposed at the next regularly scheduled Board meeting. See Exhibit J.

14. Respondent’s withdrawal from the PRN violates item 11 of the surrender agreement, see Exhibit C.

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, N-22649 is conditioned upon her complying with all the laws, rules and regulations of the Idaho State Board of Nursing. Respondent’s actions as set forth above are in violation of Idaho Code Section 54-1413(1)(e) and (g) and IDAPA 23.01.01.100.06, and 100.08 and IDAPA 23.01.01.101.04.e and IDAPA 23.01.01.132.04.e.iii and hence constitutes grounds for discipline.

3. Respondent’s acts as set forth above 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 Idaho Code Section 67-5242(4).

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being show, it is hereby ordered that License No. N-22649 issued to Stephanie Culp, is hereby ____ Revoked _____ Suspended indefinitely, effective immediately.

DATED this 9th day of January, 2004.

IDAHO STATE BOARD OF NURSING

By: Daniel Bauer, R.N.
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 2ND day of FEBRUARY, 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:____________________
___ Statehouse Mail

Stephanie Culp
305 15th Ave South
Nampa, ID 83651

___ U.S. Mail, postage prepaid
___ 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
BEFORE THE BOARD OF NURSING, STATE OF IDAHO

In the matter of

Stephanie Culp

License Number: N-22649

FINDINGS AND ORDER OF REINSTATEMENT

The Executive Director of the Board of Nursing having reviewed information submitted in support of the licensee, has determined that Stephanie Culp has complied with the requirements of limited licensure instituted by the members of the Board of Nursing. Information and reports submitted have provided evidence of competency to practice nursing.

ORDER

It is hereby ordered, that the Professional Nurse license of Stephanie Culp be reinstated without further restriction.

Dated this 29th day of July, 2009.

SANDRA EVANS, MAEd, RN
Executive Director