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

GENEVIEVE NELSON
PN-2857

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 License of:  
GENEVIEVE SIGNE SWENSON  
NELSON  
License No.:  PN-2857  
Respondent.  

Case No. 97-041  
FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER

Having reviewed the documents and correspondence contained in the administrative file in this matter, the Idaho Board of Nursing (hereinafter the “Board”) hereby enters the following Findings of Fact, Conclusions of Law, and Final Order:

FINDINGS OF FACT

1. Respondent GENEVIEVE SIGNE SWENSON NELSON (“Respondent”) is a duly licensed nurse in the State of Idaho holding License No. PN-2857.

2. On February 12, 1998, Respondent voluntarily surrendered her license in order to enter into the Program for Recovering Nurses (“PRN”). A true and correct copy of her surrender of licensure is attached hereto as Exhibit A.

3. The Board issued Respondent a conditional limited license on February 17, 1998.

4. On October 30, 1998, the PRN informed the Board staff that Respondent was not in compliance with the PRN program. A true and correct copy of the letter sent by John Southworth of the PRN is attached hereto as Exhibit B.

5. On November 16, 1998, a Notice of Withdrawal of Conditional Limited License was mailed to Respondent via certified mail. Respondent was notified that her conditional limited license was being withdrawn for noncompliance with the terms and conditions of limited licensure. Respondent was informed that her file would be referred
to the Advisory Committee for the Program for Recovering Nurses for re-evaluation on February 12, 1999, and that if she failed to respond the Committee would issue a report of non-compliance and recommend license revocation. A true and correct copy of the Notice of Withdrawal of Conditional Limited License is attached hereto as Exhibit C.
6. Respondent failed to respond to the Notice of Withdrawal of Conditional Limited License.
7. The Advisory Committee for the Program for Recovering Nurses evaluated Respondent's file on February 12, 1999. Respondent was not present. The Committee recommended that Respondent's limited license be terminated. A true and correct copy of the Committee's evaluation is attached hereto as Exhibit D. The Committee further recommended that her nursing license be revoked for non-compliance with the PRN program.
8. Respondent knowingly and freely waived her right to a hearing, and waived all rights granted to her pursuant to the Administrative Procedures Act, chapter 52, title 67, Idaho Code.

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, and the rules and regulations promulgated by the Board thereunder.
2. Respondent's voluntary surrender of licensure authorizes the Board to revoke or suspend Respondent's license without further process pursuant to Idaho Code § 54-1413(2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being shown, that Nursing License No. PN-2857 issued to Respondent Genevieve Signe Swenson Nelson is hereby:

X Revoked

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER - 2
Suspended _____ days/year(s) _____ indefinitely based upon voluntary surrender, and is subject to subsequent review pursuant to Idaho Code § 54-1413(3).

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 non-medically prescribed drugs and alcohol;
2. Documentation that she is rehabilitated and competent to practice nursing by submitting:
   a. A comprehensive drug/alcohol evaluation completed by a licensed mental 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; and
3. Evidence of financial compliance with NCPS and the Program for Recovering Nurses.

This order is effective immediately.

DATED this 18th day of February, 1999.

IDAHO BOARD OF NURSING

By Charles Moseley, CRNA
Charles Moseley, CRNA
Chairman
Idaho State Board of Nursing
NOTICE OF DUE PROCESS RIGHTS

If the license has been revoked pursuant to the Board’s Order, Respondent may apply to the Board for reinstatement one (1) year after the execution of this Order. Board Rule 121. At the time of application, the Board may conduct further evidentiary hearings to determine whether to grant a license, extend a conditional limited license, or deny application for reinstatement.

If the license has been suspended pursuant to the Board’s Order, Respondent may apply to the Board for reinstatement at any time, or at the conclusion of the suspension period if a time limit has been imposed. Board Rule 120. At the time of application, the Board may conduct further evidentiary hearings to determine whether to grant a license, extend a conditional limited license, or deny application for reinstatement.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of February, 1999, I caused to be served a true and correct copy of the foregoing by placing a copy thereof in the United States Mail, postage prepaid, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Genevieve Nelson
352 North 100 East
Jerome, ID 83338

Sandra Evans, M.A.Ed., R.N.
Executive Director
Genevieve Nelson hereby temporarily surrender my LPN license, cause: Based upon Walker Center recommendation.

Genevieve Nelson

STATE OF IDAHO
BOARD OF NURSING

LICENSE NUMBER
PN-2857

1998-1998

THIS IS TO CERTIFY THAT

GENEVIEVE S NELSON
BOX 155
BLISS, ID 83314

HAS COMPLIED WITH THE REQUIREMENTS OF THE LAW AND
IS ENTITLED TO PRACTICE AS A LICENSED PRACTICAL NURSE

EXPIRES AUGUST 31, 1998

Linda Daniels
EXECUTIVE DIRECTOR

Exhibit A
Page 1 of 1
PRN
Program for Recovering Nurses
Business Psychology Associates
1501 Tyrell Lane
Boise, ID 83706

October 30, 1998

Sandra Evans
Board of Nursing
P.O. Box 83720
Boise, ID 83720-0061

RE: Jenny Nelson

Dear Ms. Evans,

Today, we received a letter from NCPS stating that they have terminated Ms. Nelson from the UA testing agreement because she has not been able to follow through on her financial obligations. She has been given several opportunities to make payments, but has not been able to do so. Ms. Nelson reported to us that she needed to purchase some winter clothes and boots for work because she works outside on a ranch.

As a result, NCPS will no longer be able to do UA testing with Ms. Nelson. Therefore, she is out of compliance with her PRN contract requirements.

At this time, we must return Ms. Nelson’s case over to the Board of Nursing for non-compliance. If you have any further questions or concerns, please feel free to contact me.

Sincerely,

John Southworth, CADC
PRN Coordinator
(208) 891-4726 cellular
(800) 729-0533 pager

cc: Jenny Nelson

Enclosures

Exhibit B
Page 1 of 2

An Alternative to Disciplinary Action program offered by the Idaho Board of Nursing.
October 30, 1998

05-1055
Genevieve Nelson
352 North 100 East
Jerome, ID 83338

Dear Ms. Nelson:

It will be necessary to terminate the agreement dated December 5, 1997 between you and NCPS, Inc. in accordance with the terms stated in section (B) line (7). Your balance as of today’s date remains $640.22 despite your promise of October 7, 1998 to remit $320.00 by October 15, 1998.

Please be advised that your file is now closed and you have been dropped from our program.

Sincerely,

Hubert W. Matthews, Jr.
President
cc: John Southworth
Genevieve Nelson  
352 North 100 East  
Jerome, ID 83338  

Dear Ms. Nelson:

NOTICE OF WITHDRAWAL OF CONDITIONAL LIMITED LICENSE

You are hereby notified that the limited license, number PN-2857, issued under provisions in IDAPA 23.01.132. is withdrawn, effective immediately.

You are further notified that such action is deemed necessary in the interest of public health, safety and welfare due to:

...failure to comply with the terms and conditions of limited licensure, by:
  a. Failing to remain financially compliant with NCPS by submitting the required payments for drug screening in violation of the Contract signed November 21, 1997.

Your file will be referred to the Advisory Committee for the Program for Recovering Nurses for re-evaluation on February 12, 1999. You may request to meet with the Committee during their meeting by contacting Linda Coley, Administrative Assistant, (208) 334-3110 ext. 25 by February 1, 1999, to request an appointment time. Failure to respond may result in the issuance of a Report of Non-Compliance being filed with the Board with a recommendation of licensure revocation. In the meantime, you may not be employed as a licensed nurse in the State of Idaho.

Dated: November 16, 1998

SANDRA EVANS, MAEd, RN
Executive Director

The Mission of the Board of Nursing is to regulate nursing practice and education for the purpose of safeguarding the public health, safety and welfare.
3. Article Addressed to:

GENEVIEVE NELSON
352 NORTH 100 EAST
JEROME ID 83338

4a. Article Number
P59013178

4b. Service Type
☑ Certified

5. Received By: (Print Name)

6. Signature: (Addressed or Agent)

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.
TO: SANDRA EVANS, MAEd, RN
   Executive Director
   Idaho Board of Nursing

FROM: Analyn Frasure, LPN, Chairperson
      Program for Recovering Nurses

DATE: FEBRUARY 12, 1999

The file of Genevieve Nelson was reviewed at the Advisory Committee meeting on February 12, 1999, and found to be in non-compliance of recommendations because of the following:

Failing to comply with all terms and conditions of the Contract for Monitoring.

The Committee made the following recommendation(s):

Termination of Limited Licensure and refer to Board for disciplinary action.

File reviewed by Executive Director:

[Signature]

[Date]

Action Taken: Recommend license suspension based on non-compliance with monitoring conditions.

An Alternative to Disciplinary Action program offered by the Idaho Board of Nursing.