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

CARLA PARRISH
N-17954

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
Carla Parrish
11284 Powderhorn St
Boise ID 83713

Dear Ms. Parrish:

During their meeting on July 24-25, 2008, the Board of Nursing members took action to accept the Stipulation and Consent Order in which your professional nurse license, N-17954 is indefinitely suspended. During the period of suspension, you may not practice nursing in the State of Idaho. Enclosed is a copy of the Final Order.

The Order became effective July 24, 2008. Please be advised that you may not apply for reinstatement of your advanced practice professional nurse (APPN) license until your professional nurse license has been reinstated and you have satisfied the conditions indicated in Section C. of the enclosed Order.

Sincerely,

[Signature]

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.
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of: 

CARLA PARRISH, 
License Nos. N-17954 and NP-505A, 
Respondent. 

Case No. BON 08-008

STIPULATION AND CONSENT ORDER

WHEREAS, information has been received by the Idaho State Board of Nursing (the “Board”) that constitutes sufficient grounds for the initiation of an administrative action against Carla Parrish (“Respondent”); and

WHEREAS, the parties wish to expeditiously settle the matter in lieu of proceeding to an administrative hearing before the Board; now, therefore,

IT IS HEREBY STIPULATED AND AGREED between the undersigned parties that this matter shall be settled and resolved upon the following terms:

A. Stipulated Facts and Law

A.1. The Board regulates the practice of nursing in the State of Idaho in accordance with title 54, chapter 14, Idaho Code.

A.2. The Board has issued License No. N-17954 to Respondent to practice as a professional nurse (RN) and License No. NP-505A to practice as an advanced practice professional nurse (APPN). Respondent’s APPN License No. NP-505A expired August 31, 2007, and has not been renewed. Respondent’s licenses are subject to the provisions of title 54, chapter 14, Idaho Code and the Board’s rules at IDAPA 23.01.01, et seq.

A.3. On or about February 11, 2007, Respondent prescribed #90 Apap/Hydrocodone/Bitartrate 10 mg./325 mg for herself, using the name “Carla Aylworth.”

A.4. On or about September 4, 2007, Respondent submitted an application for APPN renewal. On that same date, the Board mailed Respondent a letter advising her that the APPN renewal application was missing (1) National APPN Certification and (2)
the Continuing Education Activities Report and APPN Audit forms. The letter also informed Respondent: "You may not practice advanced practice professional nursing in the State of Idaho until you have been issued a license valid for the 2007-2009 renewal period." A copy of the September 4, 2007, Board of Nursing notice to Respondent is attached as Exhibit A. Respondent received the letter on September 11, 2007.

A.5. On or about November 15, 2007, the Board of Nursing sent another letter to Respondent advising Respondent that she still had not submitted the missing materials required to complete her APPN renewal application. The letter again informed Respondent that practicing advanced practice nursing without a current license is a misdemeanor and a violation of the Board's laws and rules. A copy of the Board's November 15, 2007, letter to Respondent is attached as Exhibit B. Respondent signed for the letter, which had been sent via certified mail, on December 17, 2007.

A.6. On January 18, 2008, Respondent called the Board of Nursing and admitted to Board staff that she had worked for " awhile" as a nurse practitioner after her APPN license had expired on August 31, 2007. Respondent stated that she was not now working as a nurse practitioner.

A.7. From September 1, 2007, to February 10, 2008, a time during which Respondent was licensed as an RN but her AAPN license had lapsed, Respondent lacked the authority to prescribe medications. Respondent functioned outside the scope of her RN license, and engaged in conduct of a character likely to deceive persons into believing she had an active AAPN license, by writing at least seventy-nine (79) controlled substance prescriptions for patients.

A.8. The allegations of Paragraphs A.3 through A.7, if proven, would violate the laws and rules governing the practice of nursing and would be grounds for discipline, specifically:

a. Idaho Code § 54-1413(1)(g) and Board Rule 100.08 (a nurse shall not violate the Board's laws, rules or standards of conduct and practice);
b. Idaho Code § 54-1413(1)(h) and Board Rule 100.09 (a nurse shall not engage in conduct of a character likely to deceive, defraud or endanger patients or the public);

c. Board Rule 101.04.a (a nurse shall function within the defined legal scope of nursing practice);

d. Board Rule 101.05.c (a nurse shall be responsible and accountable for her nursing judgments, actions and competence);

e. Board Rule 316.01 (an advanced practice professional nurse shall not prescribe, dispense, or sell any drugs classified as a controlled substance to a family member or to herself); and

f. Board Rule 316.05 (an advanced practice professional nurse shall not violate the provisions of the Nursing Practice Act or the rules of the Board).

A.9. Respondent, in lieu of proceeding with a formal disciplinary action, hereby agrees that the Board may enter a final order against her license as set forth in Section C below.

B. Waiver of Procedural Rights

I, Carla Parrish, by affixing my signature hereto, acknowledge that:

B.1. I have read, understand and admit the allegations pending before the Board as stated in Section A, above, and I agree that the Board has jurisdiction to proceed in this matter.

B.2. I understand that I have the right to a full and complete hearing; the right to confront and cross-examine witnesses; the right to present evidence or to call witnesses, or to testify myself; the right to reconsideration of the Board’s orders; the right to judicial review of the Board’s orders; and all rights accorded by the Administrative Procedure Act of the State of Idaho and the laws and rules governing the practice of nursing in the State of Idaho. I hereby freely and voluntarily waive these rights in order to enter into this Stipulation as a resolution of the pending allegations.
B.3. I understand that in signing this Stipulation I am enabling the Board to impose disciplinary action upon my license without further process.

C. Stipulated Discipline

C.1. Respondent’s license to practice as an RN, License No. N-17954 is indefinitely suspended. Such suspension to begin immediately upon the Board’s entry of an order adopting this Stipulation as the decision of the Board, and shall terminate only upon the Respondent successfully obtaining reinstatement of her license or a limited license under the conditions set forth below. During the suspension, Respondent shall not practice nursing in the State of Idaho. Respondent may not apply to renew her license to practice as an AAPN, License No. License No. NP-505A, until her license to practice as an RN, License No. N-17954, is reinstated.

C.2. Respondent shall not apply for reinstatement of her license to practice as an RN, License No. N-17954, until she has satisfied the following conditions:

a. Respondent shall complete the following NCSBN online education courses: “Ethics of Nursing Practice,” “Professional Accountability and Legal Liability for Nurses,” and “Online Nurse Practice Act.” Respondent shall submit proof of successful completion of each course to the Board within thirty (30) days of completing the course.

b. Respondent shall demonstrate to the Board that she understands the scope and limitations of her registered nursing license by preparing and submitting to the Board for approval a 5-page double-spaced paper in the format described on attached Exhibit D.

c. Respondent shall pay the investigative costs and attorney fees incurred by the Board in this matter in the amount of Seven Hundred Thirty-Six and No/100 Dollars ($736.00).

C.3. During Respondent’s suspension, Respondent’s license shall be a single-state license and Respondent shall not be eligible to practice on the Compact privilege in
any other state participating in the Nurse Licensure Compact with the State of Idaho.

C.4. Respondent shall not commit any further violations of the Nursing Practice Act or the rules of the Board and shall comply with the Board’s laws and rules.

C.5. If Respondent applies for reinstatement of her license, the parties will treat the application as an application for reinstatement under Board Rule 120 and the application shall be processed as set forth in that Rule.

C.6. All costs associated with compliance with the terms of this Stipulation are the sole responsibility of Respondent.

C.7. The violation of any of the terms of this Stipulation by Respondent will warrant further Board action. The Board therefore retains jurisdiction over this proceeding until all matters are finally resolved as set forth in this Stipulation.

D. Presentation of Stipulation to Board

D.1. The Board’s prosecutor shall present this Stipulation to the Board with a recommendation for approval.

D.2. The Board may accept, modify with Respondent’s approval, or reject this Stipulation. If the Board rejects the Stipulation, an administrative Complaint may be filed with the Board. Respondent waives any right Respondent may have to challenge the Board’s impartiality to hear the allegations in the administrative Complaint based on the fact that the Board has considered and rejected this Stipulation. Respondent does not waive any other rights regarding challenges to Board members.

D.3. If the Board rejects this Stipulation then, except for Respondent’s waiver set forth in Paragraph D.2., this Stipulation shall be regarded as null and void, and admissions in this Stipulation and negotiations preceding the signing of this Stipulation will not be admissible at any subsequent disciplinary hearing.

D.4. Except for Paragraph D.2. which becomes effective when Respondent signs this Stipulation, this Stipulation shall not become effective until it has been approved by a majority of the Board and a Board member signs the attached Order.
E. Violation of Stipulation and Consent Order

E.1. If Respondent violates this Stipulation and Consent Order, the violation shall be considered grounds for additional discipline and the Board may impose additional discipline pursuant to the following procedure:

a. The Board's staff shall schedule a hearing before the Board to assess whether Respondent has violated this Stipulation and Consent Order. The staff shall also serve notice of the hearing and charges to Respondent and to Respondent's attorney, if any. Within twenty one (21) days after the notice of the hearing and charges is served, Respondent may submit a response to the allegations. If Respondent does not submit a timely response to the Board, the alleged violations will be deemed admitted.

b. At the hearing, the Board and Respondent may submit evidence and present oral and/or written argument based upon the record in support of their positions. The evidentiary record before the Board shall be limited to evidence relevant to whether Respondent has violated this Stipulation and Consent Order. At the hearing the facts and substantive matters related to the violations described in Section A shall not be at issue.

c. At the hearing, the Board may impose additional discipline, which may include the suspension or revocation of Respondent's license, the imposition of fines, the recovery of costs and attorney fees incurred by the Board, and/or other conditions or limitations upon Respondent's practice.

E.2. This Stipulation and Consent Order is the resolution of a contested case and is a public record.

E.3. This Stipulation contains the entire agreement between the parties, and Respondent is not relying on any other agreement or representation of any kind, verbal or otherwise.

I, Carla Parrish, have read the above Stipulation fully and have had the opportunity to discuss it with legal counsel. I understand that by its terms I am waiving certain rights as listed herein accorded me under Idaho law. I understand that the Board may either (1) approve this Stipulation as
proposed, (2) approve it subject to specified changes also agreed to by myself (Respondent), or (3) reject it. I understand that, if approved as proposed, the Board will issue an Order on this Stipulation according to the aforementioned terms, and I hereby agree to the above Stipulation for settlement. I understand that if the Board approves this Stipulation subject to changes, and the changes are acceptable to me, the Stipulation will take effect and an order modifying the terms of the Stipulation will be issued. If the changes are unacceptable to me or the Board rejects this Stipulation, it will be of no effect.

DATED this 15th day of JULY, 2008.

[Signature]
Carla Parrish-Aylworth (aka Carla Parrish)
Respondent

I recommend that the Board enter an Order based upon this Stipulation.

DATED this 15th day of JULY, 2008.

[Signature]
Karl T. Klein
Deputy Attorney General

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

STIPULATION AND CONSENT ORDER - 7
ORDER

Pursuant to Idaho Code § 54-1404, the foregoing is adopted as the decision of the Board of Nursing in this matter and shall be effective on the 24th day of July, 2008. IT IS SO ORDERED.

IDAHO STATE BOARD OF NURSING

[Signature]
Susan Odom, Ph.D., R.N.
Chair

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of July, 2008, I caused to be served a true and correct copy of the foregoing by the following method to:

Carla Parrish-Aylworth
11284 Powderhorn Street
Boise, ID 83713

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

Karl T. Klein
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

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

STIPULATION AND CONSENT ORDER - 8
TO: CARLA PARRISH
11284 POWDERHORN ST
BOISE ID 83713-3751

DATE: September 4, 2007

Your application for advanced practice professional nurse (APPN) licensure renewal has been received. The item(s) checked below are needed in order for the Board to proceed with the renewal application. If you are unable to supply the requested item(s) below, please submit a written explanation.

☐ CONTINUING EDUCATION ACTIVITIES REPORT (form enclosed). Documentation of 30 contact hours of APPN continuing education is required during each renewal period. For renewal of prescriptive authority, at least 10 of these contact hours must be pharmacology-related. Please submit the documentation to support these CE classes.

☐ MINIMUM OF 200 PRACTICE HOURS. Documentation of a minimum of 200 APPN practice hours during the renewal period is required. (The box verifying 200 hours was not checked on the application.)

NOTE: Applicants who have not practiced the minimum number of hours may be issued a temporary license in order to acquire 200 APPN practice hours. Please contact the Board office to clarify if this item was overlooked on the application or if you will require a temporary license to meet the requirement.

☐ QUESTIONS. Not all questions have been answered. Please indicate the correct answer and return the application in the enclosed envelope.

☐ $90 APPN RENEWAL FEE. Fees are acceptable by cashier’s check, money order or personal check. The check you included was applied to your RN renewal application.

☐ $180 RN & APPN RENEWAL FEES. The fee submitted with your renewal applications is being returned because the amount payable is not correct. The Board is not allowed to hold, deposit or refund checks that are payable in the wrong amount. Fees are acceptable by cashier’s check, money order or personal check.

☐ RN RENEWAL FORM. Although the correct fees for RN and APPN were submitted, the RN renewal form was not included. A duplicate RN renewal form is enclosed for your completion.

☐ APPN RENEWAL FORM. Although the correct fees for RN and APPN were submitted, the APPN renewal form was not included. A duplicate APPN renewal form is enclosed for your completion.

☑ NATIONAL APPN CERTIFICATION. A photocopy of your current national certification card from ANCC is required. The copy must show the expiration date of certification.

☐ LICENSED PROFESSIONAL NURSE (RN) RENEWAL. Licensure as an RN must be maintained in order to renew APPN licensure. Board records show that you have not yet renewed your RN license.

☐ PHARMACOLOGY-RELATED CONTINUING EDUCATION.

Ten hours of pharmacology-related continuing education is required for renewal of prescriptive authority. If documentation is not submitted during the renewal period, APPN licensure will be renewed without prescriptive authority. (The box verifying 10 hours of pharmacology was not checked on the form.)

☑ FORMS. The Continuing Education Activities Report and APPN Audit forms were not included with your application. These items must be submitted before the processing of your APPN application can be completed and a license issued. (Duplicate forms are included)

You may not practice advanced practice professional nursing in the State of Idaho until you have been issued a license valid for the 2007-2009 renewal period.

If you have any questions regarding your application or this correspondence, please feel free to contact our office at extension 25. Thank you for your assistance in processing your application.
Dear Ms. Parrish:

Your application for renewal of your advanced practice professional nurse license, in the category of nurse practitioner, was received September 4, 2007. You were notified by letter the same day that the following items were missing:

- National Certification Card – The certification on file in the Board office expired March 2006
- Continuing Education Activities Report form
- APPN Audit Form

Additionally, this letter stated that you may not practice advanced practice professional nursing in the State of Idaho until you have been issued a license valid for the 2007-2009 renewal period.

To date we have not received these materials to complete the processing of your license. Your application indicates that you are employed in Idaho as a nurse practitioner in a variety of specialty areas.

Practicing advanced practice nursing without current licensure is:

1. A violation of Idaho Code, 54-1414 (1), (a), which is a misdemeanor punishable by fine or by imprisonment, or both.

2. A violation of the Standards of Conduct adopted by the Board of Nursing and is grounds for formal disciplinary action, including denial of licensure. (Nursing Practice Act, 54-1413 (1), (g), and Rule 23.01.101.03.a)

3. A basis for the Board to assess an administrative fine not to exceed one hundred dollars ($100.00), for each separate offense of practicing nursing without current licensure. (Nursing Practice Act, 54-1404 (6), and Rule 23.01.999.01.)
   a. Nursing Practice Act, 54-1413 (2) – “Separate Offense. Each day an individual violates any of the provisions of this chapter or rules and standards of conduct and practice as may be adopted by the board shall constitute a separate offense.”

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.
If you have continued to practice as an advanced practice nurse, you will need to submit the administrative fine of $100.00 payable by cash, cashier's check, or money order in addition to the required materials itemized above, before a renewable license may be issued. If you have not practiced advanced practice nursing in Idaho since your license lapsed, please contact the Board 334-3110, ext. 21, and mail (or FAX) a statement from your employer concerning your employment. At that point, the Administrative Fine will be waived.

It is imperative that you submit these materials immediately to reinstate your license if you plan to be employed in Idaho as an advanced practice nurse. Please contact this office if you wish to discuss this information.

Sincerely,

SANDRA EVANS, MAEd, RN
Executive Director

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