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

BONNIE SIMPSON
N-22280
Bonnie Simpson  
313 7th Avenue  
Lewiston, ID 83501  

Dear Ms. Simpson:  

Following their review of written materials during their meeting of April 29-30, 2010, the members of the Board of Nursing took action to issue you a limited license, with conditions for five (5) years, upon receipt of the $100.00 fee required under IDAPA 23.01.01.901.04a. The conditions of limited licensure are indicated on the attached Order On Petition for Reinstatement of License. Report forms will be included with the limited license. To register for the urine drug screens, go to www.firstlab.com (see enclosed instructions).  

Motivation to assume responsibility for the submission of reports is an important aspect of recovery. Therefore, no reminders will be sent by the Board of Nursing in advance of when reports are due. You are expected to submit reports in a timely manner. Reports may be faxed (208) 334-3262 to aid in their timely submission. All reports must be submitted no later than the 30th of the month in which they are due. Please note that should the limited license not be obtained within twelve (12) months of the issuance of the Order, the previously imposed discipline will remain in effect and you will need to submit a new reinstatement application and supporting documents.  

The limited license may be summarily suspended and shall be surrendered upon demand without prior notice or hearing, in the event the Board of Nursing or its staff receives information or evidence that any of the conditions of the limited license or the rules of the Board have been violated.  

Please contact me if you have any questions concerning the limited license or the conditions.  

Sincerely,  

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 BOARD OF NURSING

STATE OF IDAHO

In the Matter of the Application of:  

BONNIE SIMPSON  
License No. N-22280,  
RESPONDENT.  

ORDER ON PETITION  
FOR REINSTATEMENT OF LICENSE  
CASE 06-029

On March 22, 2010, Respondent Bonnie Simpson (Respondent) applied for reinstatement of her nursing licensure. Her application for reinstatement was presented to the members of the Idaho Board of Nursing (Board) on April 29-30, 2010. 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 became licensed as a professional nurse on September 2, 1992. She was issued license number N-22280.

2. On October 31, 1995, a complaint was received that Respondent had diverted narcotics and agreed to voluntarily surrender her license and enroll in the Program for Recovering Nurses (PRN). On November 15, 1995, Respondent voluntarily surrendered her license.

3. On September 30, 1996, the Board of Nursing’s PRN Advisory Committee recommended the issuance of a limited license with conditions. The limited license was issued on October 23, 1996.

4. On February 10, 1998 the limited license was withdrawn for failure to abstain from all mind-altering chemicals.

5. On September 28, 1998, the Board issued Findings of Fact, Conclusions of Law and an Order revoking the Respondent’s professional nurse license. A copy of the Findings of Fact, Conclusions of Law and Final Order is attached hereto as Exhibit A.

6. On July 12, 2000, Respondent applied for reinstatement of her professional nurse license.
7. By letter received July 13, 2000, Respondent submitted a personal statement indicating that she had worked a program of recovery and had two (2) years and five (5) months of continuous, clean time, and had attended approximately 120 meetings in 90 day and continues to attend 3 to 4 meetings a week.

8. Several additional letters were received supporting Respondent’s request.

9. On October 11, 2000, a limited license was issued for a five-year period with conditions.

10. On October 7, 2005, a renewable professional nurse was issued without further conditions.

11. On March 23, 2006, Respondent was terminated from St. Joseph’s Regional Medical Center for use of prescription documents for the purpose of illicitly obtaining medications.

12. On or about May 7, 2006, Respondent admitted to the Lewiston police that she had stolen Hydrocodone pills from a friend’s house at least five (5) times and had forged a prescription.

13. On August 25, 2006, a formal Complaint was issued by the Board of Nursing. A copy of the Complaint is attached at Exhibit B.

14. On or about November 3, 2006, at a regularly scheduled meeting, the Board took action to approve the Stipulation and Consent Order, revoking Respondent’s license for a three (3) year period. A copy of the Stipulation and Consent Order is attached hereto as Exhibit C.


16. By letter received March 22, 2010, Respondent submitted a personal statement indicating that her sobriety date is May 8, 2006; that she had participated in the Nez Perce County Drug Court Program and, upon successful completion, all criminal charges were dismissed. Respondent has also completed Intensive Out-Patient treatment at Riverside Recovery; completed a course in Cognitive Self Change, and attends 3-4 12-Step meetings a week. Respondent indicates she is completing a Chemical Dependency Certification.

17. By letter received on or about April 9, 2010, Ann E. Onymous, AA Sponsor, verified that she had been Respondent’s sponsor since June 2009; that respondent was very enthusiastic about the 12-Step program and applies the solutions of the program toward her drug problem and her everyday life.
18. By letter received February 1, 2010, Phil Waggoner, MA, ACADC, Riverside Recovery, Lewiston, indicated that Respondent had completed all treatment programs with Respondent maintaining some time in recovery using AA. The Intensive Outpatient Program was completed on November 14, 2007. Mr. Waggoner has recommended that Respondent begin the PRN program and work her way to getting her privileges returned.

19. A letter received March 22, 2010 from Joan Nuxoll, Drug Court Coordinator, 2nd Judicial District, Lewiston, confirms that Respondent has graduated from the program and is more than capable of clean and sober living and a responsible lifestyle.

20. By letter received March 23, 2010, Lisa Martin, MSW, NPC Drug Court Coordinator, Lewiston, reported that Respondent was a leader in getting the program off the ground and that she had demonstrated her continuous passion to teach and help community members understand the disease of addiction.

21. During a regularly scheduled Board meeting on April 29-30, 2010, Respondent’s request for reinstatement of licensure was conditionally granted and a limited license for five (5) years was authorized.

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.

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 a qualified applicant who has been the subject of a disciplinary action. 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 Stipulation and Consent Order (Exhibit C).
6. Respondent has demonstrated sobriety for a time period and has been an active participant in her recovery; respondent has complied with all terms and conditions imposed by the Board, and has submitted documentation to support her on-going stability in recovery.

7. Respondent’s demonstration of meeting the Board’s requirements qualifies her for reinstatement of licensure; however, 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 Respondent’s petition for reinstatement is GRANTED, but only upon the following limitations and terms:

1. Respondent will be issued a conditional temporary license for three months and restricted solely to Idaho, following receipt of the required fee of $100.00, (IDAPA 23.01.01.901.04a).

2. While operating on the conditional license, Respondent shall complete a minimum of 80 hours of supervised practice in accordance with the Board’s Out-of-Practice Policy with the following conditions:
   a. Work under registered nurse supervision and have no charge nurse responsibilities; and
   b. After a minimum of 80 hours of supervised practice, request a registered nurse supervisor to submit a written performance evaluation regarding Respondent’s basic nursing skills as addressed in Nursing Practice Rules.
   c. Be encouraged to enroll in a refresher course, if one is available in the area of residence.

3. Upon notification of satisfactory completion of the requirements for an Out-of-Practice Policy, Respondent will be issued a LIMITED LICENSE, for a period of five (5) years, valid only in Idaho, 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 employer(s), at the time that employment in any field is accepted. Board professional staff must approve the practice setting prior to acceptance of employment, no night shifts, home health or hospice. Respondent may not be the charge nurse or be employed in a supervisor position, or in the float pool.
   c. Performance Evaluations: Assure that employer(s) submits reports of performance evaluations at monthly intervals for twelve (12) months, then at quarterly intervals directly to the Board.
d. Urine Drug Screens: Obtain and pay for random urine drug screens monthly for 15 months, then on quarterly intervals and Board request.

e. Meetings with Professional Staff: Meet with Professional Board staff when requested.

f. Investigative Costs: Submit investigative costs in the amount of $363.75 prior to issuance of the limited license.

g. Self-Evaluation Reports: Submit self-evaluations at monthly intervals for twelve (12) months, then at quarterly intervals.

h. 12-Step Meeting Attendance: Attend two-three (2-3) AA/NA meetings per week and submit signed cards monthly to confirm attendance.

i. Sponsor Reports: Request the 12-step sponsor to submit reports of progress at monthly intervals for twelve (12) months, then at quarterly intervals.

j. Have no access to narcotics for at least ninety (90) days following initial nursing employment. Approval must be granted by Board professional staff prior to access.

k. Comply with all laws, rules, standards, policies and procedures pertaining to the practice of nursing.

l. Abstain from the use of alcohol or any controlled substance or other drugs that are not medically prescribed, in which case, the respondent will furnish a copy of the prescription to the Board and the Board’s testing lab.

m. May not accept employment as a nurse in another state without written authorization from the Idaho Board of Nursing and the Board of Nursing in the employment state, including any state party to the Nurse Licensure Compact.

4. Additional Conditions:
   a. Should the limited license not be obtained within twelve (12) months of the issuance of this Order, the previously imposed discipline will remain in effect and Respondent must submit a new reinstatement application and supporting documents.

   b. Length of Monitoring. The conditions of this limited license will remain in effect until there are five (5) years of documented continuous monitoring.

5. 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. Further assure that any required reports to be submitted by others are submitted by the 30th of each month in which they are due.

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 date of this Order. The agency will

ORDER ON PETITION - 5
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
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 execution date of this Final Order, (b) of an order denying Motion for Reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a Motion 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 21st day of May, 2010.

IDAHO STATE BOARD OF NURSING

By: Susan Odom, PhD, RN
Chairman
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of May, 2010, I caused to be served a true and correct copy of the foregoing ORDER ON PETITION FOR REINSTATEMENT OF LICENSE, addressed as follows:

Roger Gabel
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

Bonnie Simpson
313 7th Avenue
Lewiston, ID 83501

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

Dated this 24th day of May, 2010.

Linda H. Coley,
Management Assistant
Idaho Board of Nursing
STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

September 29, 1998

CERTIFIED/RETURN RECEIPT REQUESTED

Bonnie Madsen
407 2nd Ave., Apt. A
Lewiston, ID 83501

Re: In the Matter of Madsen, License No. N-22280, Idaho Board of Nursing Case No. 95-94

Dear Ms. Madsen:

Enclosed you will find a copy of the Findings of Fact, Conclusions of Law, and Final Order that have been entered by the Idaho Board of Nursing in connection with the above-referenced case.

Please be advised that this is a final order of the agency. You may file a motion for reconsideration of this final order within fourteen (14) days of the service date of the 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).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, you may appeal this order and any previously issued orders in this case to the district court of the county in which the hearing was held, the final agency action was taken or the party seeking review of the order resides. 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 of itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions concerning this matter, please contact the Idaho Board of Nursing or the undersigned, immediately.

Sincerely,

KAY C. MANWELLER
Deputy Attorney General
Contracts & Administrative Law Division

KCM blm

Enc.

Contracts & Administrative Law Division
P.O. Box 38720, Boise, Idaho 83720-0720
Telephone: (208) 334-2400, FAX: (208) 334-6107
Located at 700 W. Jefferson Street, Suite 210

EXHIBIT A
BEFORE THE BOARD OF NURSING
STATE OF IDAHO

In the Matter of: )
) )
) ) Case No. 95-94
) ) FINDINGS OF FACT,
BONNIE MADSEN, Conditional Limited ) CONCLUSIONS OF LAW,
License No. N-22280, ) AND ORDER
) Respondent.

FINDINGS OF FACT

1. The Idaho State Board of Nursing (hereinafter "Board") issued Bonnie Madsen (hereinafter "Respondent") a license to practice nursing, numbered N-22280, on September 2, 1992.

2. On November 15, 1995, Respondent voluntarily surrendered license number N-22280, admitting that she had diverted narcotics for her own personal use for approximately three (3) months in violation of state law. (Exhibit 4 to this proceeding).

3. On September 19, 1996, the Board's Advisory Committee recommended issuance of a limited license, which would be valid for no more than five (5) years. Issuance of said license was dependent upon Respondent's agreement to certain conditions of licensure and upon payment of a limited licensure fee of ninety dollars ($90.00). (Exhibit 5 to this proceeding.)

4. On October 17, 1996, in compliance with the Board's requirements, Respondent paid the limited licensure fee required and was issued license number N-22280. (Exhibit 6 to this proceeding). On October 21, 1996, to fulfill another of the conditions of licensure, Respondent signed a contract setting forth her agreement to the conditions of a recovery program. (Exhibit 7
to this proceeding.) Respondent reaffirmed this agreement on May 22, 1997 (Exhibit 8 to this proceeding.)

5. On January 31, 1998, Respondent experienced respiratory arrest secondary to an apparent narcotic overdose while on duty at the Lewiston Rehabilitation and Care Center, where Respondent was employed as a nurse. (Exhibit 9 to this proceeding.) The Lewiston Police Department investigated the incident and reported that Respondent admitted to having taken a narcotic drug that was not prescribed for her immediately prior to her respiratory arrest. (Exhibit 11 to this proceeding.)

6. On February 10, 1998, the Board of Nursing issued a Notice of Withdrawal of Conditional Limited License to Respondent based on Respondent’s violation of the conditions of licensure. (Exhibit 2 to this proceeding.)

7. On February 25, 1998, the Respondent requested a hearing concerning the withdrawal of licensure. (Exhibit 3 to this proceeding.) On March 20, 1998, a notice of this hearing was sent to the Respondent. (Exhibit 1 to this proceeding.) The hearing was scheduled for May 7, 1998; on Respondent’s request, the hearing was subsequently rescheduled for August 27, 1998.

8. At the hearing, Respondent acknowledged her violation of the conditions of her limited licensure. She also testified about her current recovery status and responded to questions from the Board.

CONCLUSIONS OF LAW

1. Violation of Board laws and rules constitutes grounds for the revocation of licensure. Idaho Code § 54-1413(1)(e) and (g).
2. Practicing nursing while impaired is a violation of the standard of conduct and constitutes grounds for discipline. IDAPA 23.01.01.100.08.i and Idaho Code § 54-14133(1)(g).

3. Failure to comply with the terms and conditions of a conditional licensure is a violation of the Idaho Board of Nursing rules and constitutes grounds for revocation of licensure. IDAPA 23.01.01.132.10.c.

4. The habitual use of narcotic drugs without prescription is a violation of the Board law at Idaho Code § 54-1413(1)(e).

5. Respondent's violation of the terms and conditions of conditional licensure by practicing nursing while using a narcotic drug that was not prescribed for her constitutes grounds for withdrawal of conditional licensure and revocation of licensure.

ORDER

The above-entitled matter being submitted to the Board of Nursing, State of Idaho, and the matters therein being fully considered by the Board of Nursing, and good cause appearing, therefore:

IT IS HEREBY ORDERED, that the Board's previous Order withdrawing the conditional limited nursing license of Respondent, numbered N-22280, is affirmed and further, that said license is hereby revoked.

BE IT FURTHER ORDERED that, should Respondent petition for licensure in the future, she present for the Board's evaluation:

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

2. Documentation of her rehabilitation and competence to practice, including but not limited to:

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER - 3
a. Submission of a comprehensive drug/alcohol evaluation completed by a qualified evaluator at the time of application for reinstatement; and

b. A detailed summary of her employment since licensure revocation; and

c. Documentation of activities that she has engaged in to address drug/alcohol issues, including participation in an active recovery program.

DATED THIS 19th day of September, 1998.

Charles Moseley

CHARLES MOSELEY, R.N., CRNA
Chairman
Idaho Board of Nursing
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of:  
BONNIE J. SIMPSON,  
License No. N-22280,  
Respondent.  

Case No. BON 06-029  
COMPLAINT

Nursing\Simpson\P6236ik

To:  
Bonnie J. Simpson  
313 Seventh Avenue  
Lewiston, ID 83501

And to:  
Denton P. Andrews  
Attorney at Law  
733 Fifth Street, Suite D  
Clarkston, WA 99403

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

2.  
Bonnie J. Simpson (hereinafter “Respondent”) is licensed to engage in the practice  
of nursing by the Idaho State Board of Nursing under License No. N-22280.

3.  
On or about November 17, 1995, Respondent voluntarily surrendered her license  
for diverting a patient’s narcotic medications for her personal use. A true and correct  
copy of the Voluntary Surrender of Licensure is attached hereto as Exhibit A.

4.  
On October 23, 1996, Respondent was issued a Limited License by the Board.

5.  
On February 10, 1998, Respondent’s limited license was withdrawn based upon  
Respondent’s failure to abstain from all mind-altering chemicals as provided for in the

COMPLAINT - 1
PRN Contract signed by Respondent on October 21, 1996. A true and correct copy of the Notice of Withdrawal of Conditional Limited License is attached hereto as Exhibit B.

6.

On September 28, 1998, the Board affirmed the order withdrawing Respondent’s limited license and revoked License No. N-22280. A true and correct copy of the Board’s Findings of Fact, Conclusions of Law and Order is attached hereto as Exhibit C.

7.

On July 12, 2000, Respondent applied for reinstatement of license, and on October 11, 2000, Respondent was issued a limited license with conditions for five years.

8.

On October 7, 2005, Respondent was issued a renewable license.

9.

On or about March 23, 2006, while employed by St. Joseph Regional Medical Center (“SJRMC”) in Lewiston, Idaho, Respondent presented a forged prescription for Norco to the Lewiston Albertson’s Sav-On Pharmacy. The prescription was written on a SJRMC prescription form with the forged signature of Dr. Dettwiler.

10.

On May 7, 2006, Respondent admitted to Officer Koeper of the Lewiston Police Department that she had stolen hydrocodone pills from a friend’s house on at least five different occasions, that she had forged a prescription, and that she had a drug problem. A true and correct copy of Lewiston Police Department Cap Sheet and Case Disposition Sheet in Case No. 06-L7175 is attached hereto as Exhibit D.

11.

Respondent’s conduct as described in above constitutes violations of the laws governing the practice of nursing, specifically Idaho Code §§ 54-1413(1)(e), (g) and (h) and Board Rules (IDAPA 23.01.01) 100.06, 100.08, 100.09, 101.04.a, 101.04.e, and 101.05.e.

COMPLAINT - 2
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;

3. That the Board determine whether the license of Respondent Bonnie J. Simpson should be suspended, revoked or otherwise disciplined pursuant to the statutory and regulatory authority of the Board of Nursing;

4. That Respondent be ordered to pay the Board’s expenses incurred in investigating and prosecuting this matter including without limitation attorney fees and costs; and

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

DATED this 25TH day of AUGUST, 2006.

IDaho state board of nursing

By [Signature]
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
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:

Karl T. Klein
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, 2006, I caused to be served a true and correct copy of the foregoing by the following method to:

Bonnie J. Simpson
313 Seventh Avenue
Lewiston, ID 83501

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

Denton P. Andrews
Attorney at Law
733 Fifth Street, Suite D
Clarkston, WA 99403

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

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

COMPLAINT - 5
VOLUNTARY SURRENDER OF LICENSURE

I

I, Bonnie J. Madsen, admit that:

I was diverting Pt's Narcotics for my personal use, both IV and P.O. for approximately three months.

II

I understand and acknowledge that the admitted facts constitute grounds for disciplinary action under Section 54-1412, of the Nursing Practice Act, IDAHO CODE.

III

I hereby voluntarily surrender license number N-22280 and I shall forthwith discontinue the practice of nursing in Idaho.

IV

concerning the foregoing admitted facts, and waive my right to contested cases in the Administrative Procedures Act, I.D.E.

IDAHO STATE BOARD OF NURSING
P.O. BOX 83720
BOISE, IDAHO 83720-0061

STATE OF IDAHO LICENSE NUMBER
BOARD OF NURSING N-22280

THIS IS TO CERTIFY THAT

BONNIE JUNE MADSSEN
1335 CEDAR RIDGE RD
KENDRICK, ID 83537

HAS COMPLIED WITH THE REQUIREMENTS OF THE LAW AND IS ENTITLED TO PRACTICE AS A LICENSED PROFESSIONAL NURSE (RN)

EXECUTES DIRECTOR

EXPIRES AUGUST 31, 1997

Bonnie J. Madsen
Signature of Licensee

Carol Lindberg
Signature of Witness

Exhibit A
Page 1
TO: Bonnie Madsen  
407 2nd Avenue #A  
Lewiston, ID 83501

NOTICE OF WITHDRAWAL OF CONDITIONAL LIMITED LICENSE

You are hereby notified that the conditional limited license, number N-22280, 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 conditional limited licensure, by:

a. Failing to abstain from all mind-altering chemicals as provided for in the Contract signed October 21, 1995.

Your file was referred to the Advisory Committee for the Program for Recovering Nurses for re-evaluation on February 6, 1998. The Committee determined that a Report of Non-Compliance be filed with the Board with a recommendation of licensure revocation.

You may request a hearing before the Board of Nursing regarding this matter by depositing within the mail within twenty (20) days after receipt of this notice a certified letter addressed to the Board of Nursing and containing a request for a hearing.

If you fail to request a hearing, the Board of Nursing will enter an order of revocation or suspension of licensure at their May 7-8, 1998 meeting.

Dated: February 10, 1998

SANDRA EVANS, MAEd, RN  
Executive Director

LD:lh

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.
November 6, 2006

Bonnie J. Simpson
313 Seventh Avenue
Lewiston, ID 83501

Dear Ms. Simpson:

During their meeting on November 2-3, 2006, the Board of Nursing members took action to approve the Stipulation and Consent Order. Enclosed is a copy of the Consent Order revoking your professional nurse license for a three (3) year period.

Please be advised that you may not practice nursing in the State of Idaho during the time your license is revoked. In accordance with the Consent Order, you may apply for reinstatement three (3) years following revocation of license.

Sincerely,

SANDRA EVANS, MAEd, RN
Executive Director

SE:lhc
enclosure

EXHIBIT C

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:  
BONNIE J. SIMPSON,  
License No. N-22280,  
Respondent.  

Case No. BON 06-029  
STIPULATION AND CONSENT ORDER

WHEREAS, information having been received by the Idaho State Board of Nursing (hereinafter the “Board”) which constitutes sufficient grounds for the initiation of an administrative action against Bonnie J. Simpson (fka Bonnie J. Madsen) (hereinafter “Respondent”); and

WHEREAS, the parties mutually agree to settle the matter pending administrative Board action in an expeditious manner; 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.

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

2. Respondent Bonnie J. Simpson is a licensee of the Idaho State Board of Nursing and holds License No. N-22280 to practice professional nursing in the State of Idaho. Respondent’s license is subject to the provisions of title 54, chapter 14, Idaho Code.

3. On or about November 17, 1995, Respondent voluntarily surrendered her license for diverting a patient’s narcotic medications for her personal use. A true and correct copy of the Voluntary Surrender of Licensure is attached hereto as Exhibit A.

4. On October 23, 1996, Respondent was issued a Limited License by the Board.
5. On February 10, 1998, Respondent’s limited license was withdrawn based upon Respondent’s failure to abstain from all mind-altering chemicals as provided for in the PRN Contract signed by Respondent on October 21, 1996. A true and correct copy of the Notice of Withdrawal of Conditional Limited License is attached hereto as Exhibit B.

6. On September 28, 1998, the Board affirmed the order withdrawing Respondent’s limited license and revoked License No. N-22280. A true and correct copy of the Board’s Findings of Fact, Conclusions of Law and Order is attached hereto as Exhibit C.

7. On July 12, 2000, Respondent applied for reinstatement of license, and on October 11, 2000, Respondent was issued a limited license with conditions for five years.

8. On October 7, 2005, Respondent was issued a renewable license.

9. On or about March 23, 2006, while employed by St. Joseph Regional Medical Center (“SJRMC”) in Lewiston, Idaho, Respondent presented a forged prescription for Norco to the Lewiston Albertson’s Sav-On Pharmacy. The prescription was written on a SJRMC prescription form with the forged signature of Dr. Dettwiler.

10. On May 7, 2006, Respondent admitted to Officer Koeper of the Lewiston Police Department that she had stolen hydrocodone pills from a friend’s house on at least five different occasions, that she had forged a prescription, and that she had a drug problem. A true and correct copy of Lewiston Police Department Cap Sheet and Case Disposition Sheet in Case No. 06-L7175 is attached hereto as Exhibit D.

11. The above-stated allegations, if proven, would constitute a violation of the laws and rules governing the practice of nursing, specifically Idaho Code §§ 54-1413(1)(e), (g) and (h) and Board Rules (IDAPA 23.01.01) 100.06, 100.08, 100.09, 101.04.a, 101.04.e, and 101.05.c.

12. Respondent, in lieu of proceeding with a formal disciplinary action to adjudicate the allegations as set forth above, hereby admits the violations and agrees to the discipline against her license as set forth in Section C below.
B.

I, Bonnie J. Simpson, by affixing my signature hereto, acknowledge that:

1. I have read and admit the allegations pending before the Board, as stated above in section A. I further understand that these allegations, if proven, constitute cause to discipline my license to practice nursing in the State of Idaho, and I agree that the Board has jurisdiction to proceed in this matter.

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 so testify myself; the right to reconsideration; the right to appeal; 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.

3. I understand that in signing this consent order I am enabling the Board to impose disciplinary action upon my license without further process.

C.

Based upon the foregoing stipulation, it is agreed that the Board may issue a decision and order upon this Stipulation whereby:

1. License No. N-22280 issued to Respondent Bonnie J. Simpson is hereby REVOKED and Respondent shall immediately return said license to the Board.

2. Respondent shall not be eligible to re-apply to the Board for licensure for three (3) years from the date of entry of this Consent Order by the Board.

3. If Respondent seeks reinstatement of her license, Respondent shall first:
   a. Pay investigative costs and attorney fees in the amount of Three Hundred Sixty-Three and 75/100 Dollars ($363.75);
   b. Make written application for reinstatement to the Board pursuant to Board Rule 120.01;

STIPULATION AND CONSENT ORDER - 3
c. Provide evidence of abstinence from the use of non-medically prescribed drugs and alcohol; and

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

4. Any request for reinstatement shall be evaluated by the Board pursuant to the guidelines in Board Rule 120. The Board reserves the right to hold additional hearings should Respondent seek reinstatement of licensure.

D.

1. It is hereby agreed between the parties that this settlement agreement shall be presented to the Board with a recommendation for approval from the Deputy Attorney General responsible for prosecution before the Board at the regularly scheduled meeting of the Board.

2. Respondent understands that the Board is free to accept, modify with Respondent’s approval, or reject this settlement agreement, and if rejected by the Board, an administrative hearing will be held at the next regularly scheduled Board meeting. Respondent hereby agrees to waive any right Respondent may have to challenge the impartiality of the Board to hear the allegations in the Complaint if, after review by the Board, this settlement agreement is rejected.

3. If the Board does not accept this Consent Order, it shall be regarded as null and void. Admissions by Respondent in the settlement agreement will not be regarded as evidence against Respondent at the subsequent disciplinary hearing.
4. This Consent Order shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

5. Any failure on the part of Respondent to timely and completely comply with any term or condition herein shall be deemed a default.

6. Respondent understands that the Board will not refund, in whole or in part, any monies paid to the Board for initial licensure or renewal licensure.

7. Any default of this Consent Order shall be considered a violation of Idaho Code § 54-1413. If Respondent violates or fails to comply with this Consent Order, the Board may impose additional discipline pursuant to the following procedure:

   a. The Board’s executive director shall schedule a hearing before the Board. Within twenty-one (21) days after the notice of hearing and charges is served, Respondent shall submit a response to the allegations. If Respondent does not submit a timely response to the Board, the allegations will be deemed admitted.

   b. At the hearing before the Board upon default, Board staff and Respondent may submit affidavits made on personal knowledge and argument based upon the record in support of their positions. Unless otherwise ordered by the Board, the evidentiary record before the Board shall be limited to such affidavits and this Consent Order. Respondent waives a hearing before the Board on the facts and substantive matters related to the violations described in Section A, and waives discovery, cross-examination of adverse witnesses, and other procedures governing administrative hearings or civil trials.

   c. At the hearing, the Board will determine whether to impose additional disciplinary action, which may include conditions or limitations upon Respondent’s practice or suspension or revocation of Respondent’s license.

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

9. This Stipulation and Consent Order 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 have read the above stipulation fully and have had the opportunity to discuss it with legal counsel. I understand that by its terms I will be waiving certain rights accorded me under Idaho law. I understand that the Board may either approve this Consent Order as proposed, approve it subject to specified changes, or 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 27th day of October, 2006.

Bonnie J. Simpson
Respondent

I concur in this stipulation and order.

DATED this 27th day of October, 2006.

Denton P. Andrews
Attorney for Respondent
I concur in this stipulation and order.

DATED this ___ day of November, 2006.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By ____________
Karl T. Klein
Deputy Attorney General

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 ___ day of December, 2006. IT IS SO ORDERED.

IDAHO STATE BOARD OF NURSING

By ____________
Susan Odom, Ph.D., R.N.
Chair
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this __6TH__ day of __NOVEMBER__, 2006, I caused to be served a true and correct copy of the foregoing by the following method to:

Bonnie J. Simpson
313 Seventh Avenue
Lewiston, ID 83501

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

Denton P. Andrews
Attorney at Law
733 Fifth Street, Suite D
Clarkston, WA 99403

☒ 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

________________________
Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing
<table>
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**RECIPIENT: BONNIE J SIMPSON**
313 SEVENTH AVENUE
LEWISTON ID 83501

**SENDER: BONNIE J SIMPSON**
313 SEVENTH AVENUE
LEWISTON ID 83501

**Article Number**
7003 0500 0003 1890 1809

**Sent To**
313 SEVENTH AVENUE
LEWISTON ID 83501

**Postmark**
11/9/06

**PS Form 3811, February 2004**
Supplemental Narratives

Name: TERRY

LEWISTON POLICE DEPARTMENT CAP SHEET AND CASE DISPOSITION SHEET

DATE: May 7, 2006

IN CUSTODY: [ ] YES [ ] NO

DEFENDANT:

Name: Bonnie June Simpson (Madsen)

Address: Lewiston, Idaho

Telephone: (208) 

Date of Birth: 

Social Security Number: 

LEWISTON POLICE DEPARTMENT CASE NUMBER: 06-L7175

OTHER AGENCIES RELATED CASE NUMBERS:

DATE OF INCIDENT: 05-07-2006

TIME OF INCIDENT: 1700 hours

CHARGES:
1. Possession of a controlled substance -- I.C. 37-2732(c)(1)

WITNESSES: (NAME, ADDRESS, PHONE)
1. Ronald Richardson
   3625 18th Street C
   Lewiston, Idaho
   (208) 796-5056

2. Nancy L. Richardson
   3625 18th Street C
   Lewiston, Idaho
   (208) 796-5056

CD-DEFENDANTS:

EVIDENCE:

1. One audio CD with the confession from Bonnie Simpson

SUMMARY (PROBABLE CAUSE): On May 7, 2006, at approximately 2000 hours, I was dispatched to 3625 18th Street C for a theft. While enroute dispatch advised that the complainants had previously reported on the second of May the theft of some hydrocodone and that the person they suspected was at their residence now and more pills were missing. Upon my arrival I made contact with Nancy Richardson, Bonnie Simpson, and Ronald Richardson. I explained to Bonnie that the reason I was there was because I was investigating the theft of some hydrocodone pills. I asked Simpson if she knew anything about this to which she stated yes. I asked Simpson where the pills were; she stated in her pocket.
Simpson admitted to stealing hydrocodone on five different occasions and had previously taken light pills around 1700 hours on May 7, 2006. I read Simpson her Miranda rights to which she understood and gave me a full confession to being a recovering addict that is not doing very well, had recently been fired from her job at St. Joseph's Regional Medical Center as a nurse, for forging a prescription. Simpson is currently working as a private nurse, but was unable to steal pills from the subject she is taking care of because they are in a bubble pack and they are counted.

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RECOMMENDATION: [ ] WARRANT
[XX] SUMMONS
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OFFICERS/INVESTIGATORS:
1. Officer Terry Kooper
   Lewiston Police Department

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PROSECUTOR TO POLICE:
DATE:
[ ] Charges filed
[ ] Warrant
[ ] Referred to Juvenile Services
[ ] Prosecution delayed for further investigation
[ ] Prosecution Declined
[ ] Summons
Assigned Prosecutor:

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FURTHER INVESTIGATION REQUESTED:
1.
2.
3.

Police Follow-up due by:

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PROSECUTION DECLINED: (EXPLANATION)

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CASE DISPOSITION:
[ ] Guilty plea as charged
[ ] Guilty plea to other charge:
[ ] Guilty verdict
[ ] Not Guilty verdict
[ ] Other:
On May 2, 2006, at approximately 1132 hours, Officer Eric Olson had been dispatched to a call regarding a theft from 3625 13th Street C, with the complainant being a Ronald Richardson.

On May 7, 2006, at approximately 2000 hours, I was dispatched to 3625 13th Street C reference a theft. While enroute dispatch advised that the subject in question which would be the suspect in this case was at the residence now and had taken approximately thirteen pills. Upon my arrival I made contact with a female subject who was identified as Nancy Richardson, a male subject by the name of Ronald Richardson, and a female subject who was identified as Bonnie J. Simpson. I could tell by Simpson’s demeanor that she was beginning to shake and get nervous and requested that her daughter and her should probably get going. At this time the male subject who was identified as Ronald Richardson had come out and said, “Some pills are missing. I only have forty seven.” At this time I informed Ms. Simpson that I was at this location which was 3625 13th Street C which is in the city of Lewiston of a report of a theft of some hydrocodone pills. I asked Ms. Simpson if she knew anything about the pills and requested that she be honest. At that time Simpson stated, “Yes.” I asked her where the pills were at and she stated in her pocket.

At this time before asking any further questions I advised Simpson of her Miranda rights to which she understood and agreed to speak with me. Simpson stated that she is a recovering addict since 1975 that is not doing very well. Simpson admitted she took approximately sixteen pills this evening, only had eight left in her pocket and had taken eight pills since 1700 hours on May 7, 2006, and the time was 2010 hours on May 7, 2006. At this time I requested medics respond to my location to check out Ms. Simpson.

Ms. Simpson admitted to saying that she has a drug problem. She had recently been fired from her job on March 23, 2006, from St. Joseph’s Regional Medical Center where she was a nurse and had forged a prescription due to her addiction. Ms. Simpson admitted to stealing from Mr. Richardson on approximately five different times since approximately April 29, 2006.

Ms. Richardson stated that her husband, who has bone cancer, noticed that the pills were starting to disappear within the last week. Ms. Richardson stated that her husband was missing seventy hydrocodone pills since last Saturday, which would have been April 29, 2006.
Ms. Simpson stated that she has had a drug problem for quite some time and stated that she would deny the charge or fight the charge but it is obvious that Ms. Simpson needs help.

It should also be noted that Ms. Simpson used to go by Bonnie June Madsen, who had a prior charge back in February of 1976 where she had forged some prescriptions then.

The eight remaining pills were returned back to Mr. Richardson's pill bottle.

End of report.