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

HARRIETTE UNDERWOOD
N-25023

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
RE: Notice of Denial of Renewal Application

Dear Ms. Underwood:

The Board of Nursing has received your application requesting renewal of your professional nurse and advanced practice professional nursing licenses. At this time, your application for renewal of your licenses as a professional nurse and an advanced practice professional nurse is hereby denied. Such action is deemed necessary in the interest of public health, safety and welfare due to:

1. Voluntary surrender of license in the State of Nevada in lieu of other disciplinary action.

The Board has the power to deny any application for or renewal of license, to revoke, suspend or amend any license issued upon a determination by the Board that the person has had a license to practice nursing suspended or revoked in any jurisdiction. Idaho Code § 54-1413(1)(i). Board rules also allow for denial of a license if a person is subject to any proceedings or order in any jurisdiction. IDAPA 23.01.01.090.06.

You may seek further review of the agency’s preliminary denial of your application at a hearing before the Board. You must request the hearing in writing and specify to the Board the specific area(s) of factual dispute with respect to your qualifications for licensure. You must submit any request for a hearing within 14 days from the day you receive this notification sent by certified mail. Failure to request a hearing, if one is desired, will constitute a waiver of any right to such a hearing and the Board may approve the denial of your application without your presence.

The Board will review your request to determine whether there is a dispute as to any relevant fact which formed the basis for the agency’s denial of your application. If the Board determines, after review, that no dispute as to any relevant fact exists, it will inform you in writing of the application denial and the reason(s) therefore.

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 the Board determines that a dispute as to any relevant fact exists, it will inform you in writing of the date and time of a hearing to be held to determine the fact that is in dispute. The scope of inquiry at any hearing provided will be limited to the area of factual dispute. Following the hearing, the Board will issue a written decision setting forth the reason(s) for granting or denying your application for licensure.

Sincerely,

SANDRA EVANS, MA.Ed., R.N.
Executive Director

cc: Kirsten L. Wallace
HARRIETTE UNDERWOOD
PO BOX 51886
SPARKS NV 89435

2. Article Number (Copy from service label)
7000 1520 0000 9411 8898

Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage $1
Certified Fee
Return Receipt Fee
(Endorsement Required)
Restricted Delivery Fee
(Endorsement Required)

12/21/01
12/21/01
Surface

102593-00-M-0052

PS Form 3811, July 1999
Domestic Return Receipt

1. Article Addressed to:

HARRIETTE UNDERWOOD
PO BOX 51886
SPARKS NV 89435

4. Restricted Delivery? (Extra Fee)
Yes

5. Postmark
Hrs

PS Form 3800, May 2000
See Reverse for Instructions
FINANCIAL EXPENSES PAID BY THE BOARD

<table>
<thead>
<tr>
<th>LAST NAME</th>
<th>UNDERWOOD</th>
</tr>
</thead>
<tbody>
<tr>
<td>FIRST NAME</td>
<td>HARRIETTE</td>
</tr>
<tr>
<td>LICENSE #</td>
<td>N-25023</td>
</tr>
</tbody>
</table>

| UNDERWOOD | $ 17.60 | $ 17.60 |

2/19/2003
BEFORE THE NEVADA STATE BOARD OF NURSING

In the Matter of

HARRIETTE UNDERWOOD,
Registered Nurse
Licensed No. 18719,
Certified Registered Nurse
Anesthetist Certificate No. 00143,
Respondent

Case No. 1118-00C

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER

IT APPEARING on the 9th day of November, 2001, a hearing was held in the above matter by the Nevada State Board of Nursing (Board), at the Washoe County Health Department, 1001 East Ninth Street, Reno, Nevada, at 9:00 a.m., or as soon thereafter as possible, in compliance with the provisions of Chapters 233B and 632 of the Nevada Revised Statutes (NRS) and Chapter 632 of the Nevada Administrative Code (NAC). The Respondent appeared and at all times herein was represented by attorney Mark Sturdivant.

IT FURTHER APPEARING to the satisfaction of the Board that at least 21 working days prior to the date of the hearing Respondent had been notified of the said hearing by certified mail to Respondent's last known residential address, and that it had jurisdiction over this matter, the Board proceeded to make a determination.

The Board having duly considered the testimony and exhibits and having fully considered the law, and being fully advised herein, make the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

I.

On or about October 5, 2001, Respondent was sent via certified mail an administrative complaint and notice of hearing in Case No. 1118-00C, alleging violations of Chapter 632 of the Nevada Revised Statutes and/or the Nevada Administrative Code (Nevada Nurse Practice Act).
II.

On or about November 9, 2001, the Respondent signed a voluntary surrender of license/certificate in lieu of other disciplinary action in Case No. 1118-00C.

III.

The Board accepted Respondent’s voluntary surrender of license/certificate on November 9, 2001.

CONCLUSIONS OF LAW

1. Pursuant to NRS 632.325(1)(e) and/or NAC 632.926(1)(f), the Board may accept a voluntary surrender of a license and/or a certificate as an informal disposition of a case and in lieu of imposing any other disciplinary action.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law and good cause appearing therefor,

IT IS HEREBY ORDERED that, pursuant to NRS 632.325(1)(e) and/or NAC 632.926(1)(f), Respondent’s voluntary surrender of Nevada Nursing License No. 18719 and Anesthetist Certificate No. 00143 is accepted.

IT IS FURTHER ORDERED that the surrender become part of Respondent’s permanent record, be published on the Board’s list of disciplinary actions, and be reported to the appropriate disciplinary data banks.

Pursuant to the terms of the voluntary surrender, the ruling of the Board contained in these findings of fact, conclusions of law, and order took effect November 9, 2001.

DATED this 30 day of November 2001.

NEVADA STATE BOARD OF NURSING

By: 

COOKIE BIBLE, R.N. A.P.N.
President
BEFORE THE NEVADA STATE BOARD OF NURSING

IN THE MATTER OF

HARRIETTE UNDERWOOD, RN, CRNA

NEVADA LICENSE NO.
RN18719; CRNA000143

RESPONDENT

VOLUNTARY SURRENDER OF
LICENSE/CERTIFICATE
IN LIEU OF OTHER
DISCIPLINARY ACTION

CASE NO. 1118-00C

I, HARRIETTE UNDERWOOD, wish to voluntarily surrender my license/certificate in lieu of other disciplinary action by the Nevada State Board of Nursing. I freely admit that the Board accepted my Contract for Temporary Voluntary Surrender of License/Certificate on November 22, 2000. I further freely admit that I violated the above stated contract in the following manner:

- On May 7, 2001, I self-reported that I relapsed on Propofol when I walked into the operating room at Washoe Medical Center, diverted it and self-administered it IV.
- I have failed to submit AA/NA sponsor reports for February, March, April, May, and June, 2001, in a timely manner.
- I was convicted on August 29, 2001, of the petty offense of Entry into area posted closed and the petty offense of Providing False Statements related to an incident at the Veterans Administration Hospital in Reno, Nevada on or about May 9, 2001.

RESPONDENT further acknowledges that the above matter is a violation of NRS and NAC Chapter 632 and therefore, she is subject to disciplinary action by the Nevada State Board of Nursing.

RESPONDENT is aware of, understands and has been advised of the effect of this Agreement, which Respondent herein has carefully read and fully acknowledges. No coercion has been exerted on the Respondent. Respondent acknowledges her right to an attorney at her own expense. The Respondent has had the benefit at all times of advice from competent counsel of her choice.
RESPONDENT is aware of the Respondent's rights including the right to a hearing on any charges and/or allegations, the right to examine witnesses who would testify against her, the right to present evidence in her favor and call witnesses on her behalf, or to testify herself, the right to contest the charges and allegations, the right to reconsideration, appeal or any other type of formal judicial review of this matter, and any other rights which may be accorded to her pursuant to the Nevada Administrative Procedures Act and the provision of Chapter 632 of the Nevada Revised Statutes and the Nevada Administrative Code. Respondent agrees to waive the foregoing rights upon acceptance of this agreement by the Board.

I understand that this action may be subject to the requirements of Chapter 632 of the Nevada Revised Statutes and the Nevada Administrative Code and I further understand that this action will become part of my permanent record, and will be published with the list of disciplinary actions the Board has taken, WILL BE REPORTED TO a national disciplinary databank, either the Healthcare Integrity and Protection Data Bank or National Council State Boards of Nursing's NURsps and may be used in any subsequent hearings by the Board. I understand that this surrender is effective the day it is accepted by the Nevada State Board of Nursing, or may be effective pursuant to NRS 632.400 (2), however I agree to immediately cease and desist from practicing as a Registered Nurse. I am returning my license/certificate with this signed and notarized statement to indicate this choice.

Nevada State Board of Nursing

Respondent

Cookie Bible, BSN, RNC, APN
Board President

11-09-01

11-09-07
STATE OF NEVADA
COUNTY OF

This instrument was acknowledged before me on ________________ by ________________

______________________________________________

NOTARY PUBLIC

Debra Scott, MS, RN
Associate Executive Director

4/9/01
Date
BEFORE THE NEVADA STATE BOARD OF NURSING

IN THE MATTER OF

HARRIETTE UNDERWOOD,
REGISTERED NURSE,
CERTIFIED REGISTERED NURSE ANESTHETIST
LICENSE NUMBER RN18719; CRNA00143

) CONTRACT FOR
) TEMPORARY
) VOLUNTARY
) SURRENDER OF
) LICENSE/CERTIFICATE

) CASE NO. 1118-00C

RESPONDENT

COMES NOW the Nevada State Board of Nursing, acting through its Executive Director, Kathy Apple, and HARRIETTE UNDERWOOD (RESPONDENT), and agrees as follows:

1. RESPONDENT is aware of, understands, and has been advised of the effect of this Contract for Temporary Voluntary Surrender of License/Certificate, which RESPONDENT herein has carefully read and fully acknowledges.

2. The Nevada State Board of Nursing has been advised by the Respondent herself of violations of the Nurse Practice Act by the Respondent; there have been no Findings of Fact confirmed by the Board; and RESPONDENT freely admits that she is habitually intemperate and/or addicted to controlled substances and has voluntarily sought treatment for addiction. RESPONDENT further freely admits that she diverted and self-administered Fentanyl three to four times in June, 2000, and August, 2000; and diverted and self-administered Propofol seven times in late August, 2000 and September, 2000. RESPONDENT acknowledges the conduct described in paragraph two (2) constitutes a violation of the Nevada Nurse Practice Act. (NRS and NAC 632) RESPONDENT further acknowledges that such admissions subject her to disciplinary action by the BOARD.

3. RESPONDENT is aware of and acknowledges the Respondent's rights, including the right to an attorney at her own expense, the right to a hearing on any charges and allegations, the right to examine witnesses who would testify against her, the right to present evidence in her favor and call witnesses on her behalf, or to testify herself, the right to
contest the charges and allegations, the right to reconsideration, appeal or any other type of formal judicial review of this matter, and any other rights which may be accorded to her pursuant to the Nevada Administrative Procedures Act and the provisions of Chapter 632 of the Nevada Revised Statutes and Nevada Administrative Code. RESPONDENT agrees to waive the foregoing rights upon acceptance of this agreement by the Board.

4. RESPONDENT personally contacted the office of the Board of Nursing to report her habitual intemperance and treatment, met with Board staff in response to this report and otherwise cooperated in this matter. Respondent freely chooses to waive her right to a hearing before the Board and enter into this Contract, and hereby voluntarily surrenders Registered Nurse License Number RN18719 and Certified Registered Nurse Anesthetist Certificate Number CRNA00143. RESPONDENT shall forthwith discontinue the practice of nursing, in either a licensed or unlicensed capacity, in any and all jurisdictions until a Conditional License is issued by the Nevada State Board of Nursing.

5. RESPONDENT shall provide evidence of admission to a Board-approved Chemical Dependency Program within ten (10) working days of entering into this agreement. The program shall consist of a minimum of one hundred eighty (180) hours of programming, including twenty (20) hours of individual counseling, eighty (80) hours of process group, and eighty (80) hours of didactic education, and shall provide evidence to the Board of completion of the program within ten (10) working days of completion of the program. RESPONDENT acknowledges that failure to complete the Chemical Dependency Program within one hundred and eighty (180) days from acceptance of this agreement constitutes a violation of this agreement and may be grounds for further disciplinary action by the Board.

6. RESPONDENT is hereby referred to the Disability Advisory Committee for monitoring, evaluation and recommendation for return to nursing practice.

7. RESPONDENT shall abstain from the use of alcohol and all mood-altering drugs and controlled substances except when absolutely required for documented medical
treatment.

8. RESPONDENT shall submit to urine, blood or other tests for drugs of abuse and/or alcohol when requested by her counselor or representative of the Board. These tests shall be treated as forensic specimens and submitted to a Board-approved laboratory. Respondent shall cause the results to be given to the requesting party and the Board. Any confirmed positive finding shall be reported immediately to the Board.

9. RESPONDENT shall submit an individual aftercare plan upon discharge from a Board approved chemical dependency treatment program, outlining in measurable behavioral terms Respondent's goals related to her recovery, the methods for achieving those goals, and means of evaluating her progress toward the achievement of her goals. The Disability Advisory Committee will evaluate the plan and may require additional recovery or counseling activities be included in the plan prior to return to work.

10. RESPONDENT shall participate in a Board-approved aftercare program for a minimum of one year. Such program shall include a minimum of weekly aftercare group sessions and individual counseling not less than twice per month. Individual counseling shall be provided by a Board-approved Certified Substance Abuse Counselor, Certified Chemical Dependency Nurse, or other approved treatment provider. RESPONDENT shall cause her individual counselor to submit monthly reports to the Disability Advisory Committee on Respondent's participation in the prescribed aftercare activities and her progress in recovery.

11. RESPONDENT shall submit evidence of attendance at ninety (90) meetings of Alcoholics Anonymous (AA) or Narcotics Anonymous (NA) within the first ninety (90) days and shall attend a minimum of two (2) meetings per week thereafter. Respondent shall submit documentation at monthly intervals of all meetings attended.

12. RESPONDENT shall cause her AA or NA sponsor to submit reports to the Board, on forms provided by the Board, at monthly intervals and shall address RESPONDENT'S progress in recovery.
13.  RESPONDENT shall attend weekly meetings of a Board-approved Nurse Support Group and submit documentation at monthly intervals of all meetings attended.

14.  RESPONDENT shall submit reports every month on her progress toward achieving the goals identified in her individual aftercare plan; any changes or modifications to the plan, including rationale; and her progress in recovery.

15.  RESPONDENT may be evaluated and recommended by the Disability Advisory Committee for Conditional Licensure when she has demonstrated and documented the following criteria:

   a.  compliance with the stipulations of this Contract;

   b.  acceptance of responsibility for her disease and recovery;

   c.  stable environment and positive support system;

   d.  identifies, in writing, the risk factors for her related to return to work in nursing and presents her written plan for minimizing the possibility of relapse;

   e.  presents a written plan for securing employment, including identification of potential employers whom Respondent has contacted regarding employment; shift, hours, and area of nursing Respondent is seeking employment in; availability of supervision by the employer, as required in the stipulations of Conditional Licensure; and any return to work contract required by the potential employer.

   f.  Written documentation that Respondent meets these criteria shall be submitted prior to the evaluation by Respondent's counselor(s), AA/NA sponsor, Nurse Support Group facilitator and/or co-members, and significant other(s).

16.  RESPONDENT shall enter into an agreement for Conditional Licensure when the Disability Advisory Committee recommends that she is ready to return to nursing. This agreement shall be presented to and accepted by the Nevada State Board of Nursing prior to issuance of the Conditional License. RESPONDENT shall abide by the terms of Conditional Licensure when such license is issued by the Nevada State Board of Nursing.

17.  RESPONDENT shall notify the Board, in writing of, and prior to, any change of address.
18. RESPONDENT shall obey all federal, state, and local laws, employer policy or contracts, and orders of the Board, pertaining to the practice of nursing in this state. Any and all violations shall be reported to the Board in writing within seventy-two (72) hours. It is the Respondent's responsibility to resolve with the Executive Director any confusion regarding what laws pertain to nursing.

19. RESPONDENT shall cooperate with representatives of the Board in their supervision and investigation of Respondent's compliance with the terms and conditions of this Contract for Temporary Voluntary Surrender of License/Certificate and shall meet with representatives of the Board upon their request.

20. RESPONDENT shall make and present written documentation that validates compliance with the stipulations of this Contract and progress in achieving defined goals in her personal aftercare plan and recovery. Failure to demonstrate acceptable progress in recovery may be considered a violation of this Contract. It is the Respondent's responsibility to resolve any confusion with the Executive Director.

21. RESPONDENT shall be financially responsible for all requirements of this Contract, including any financial assessments by the Board for the cost of monitoring his compliance with this Contract.

22. RESPONDENT shall cause all reports to be in writing and submitted directly to the Board's Reno office on a monthly basis, unless otherwise indicated, and are due no later than the last day of the month. It is the obligation of the RESPONDENT to insure that all written reports are on time. The failure to submit the reports on time may be considered a violation of this Contract.

23. The Contract for Temporary Voluntary Surrender shall not be reported to the National Council of State Boards of Nursing Nursys discipline data bank, the National Practitioner Data Bank and/or the Healthcare Integrity and Protection Data Bank or on the list of disciplinary actions providing RESPONDENT complies fully with the terms and
stipulations contained herein. RESPONDENT acknowledges that, should she seek licensure or employment as a nurse outside the state of Nevada, the Board shall report the Temporary Voluntary Surrender to other jurisdiction(s) and may seek disciplinary action for violation of the terms of this Contract.

24. RESPONDENT understands that the Board may file a petition for formal disciplinary action at any time prior to return of the voluntarily surrendered license if there is not documentation of satisfactory progress or compliance with the Contract.

25. NEVADA STATE BOARD OF NURSING retains jurisdiction in this case until all conditions have been met to the satisfaction of the Board.

26. This AGREEMENT shall not be construed as excluding or reducing any criminal or civil penalties or sanction or other remedies that may be applicable under federal, state or local laws.

RESPONDENT

Harriette

Underwood

NEVADA STATE BOARD OF NURSING

Nevada Securities

Kathy Apple, M.S., R.N.

Executive Director

Date 11-22-00

Date 11-23-00

STATE OF Nevada

COUNTY OF Washoe

This instrument was acknowledged before me on 11-22-00 by Harriette

Underwood

Dean Mc Knight

NOTARY PUBLIC