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

Jean Vaughn

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
Jean M. Vaughn  
14645 Woosley Drive  
Nampa, ID 83651

Dear Ms. Vaughn:

During their meeting on April 29-30, 2010, the Board of Nursing members took action to accept the Findings of Fact, Conclusions of Law and Final Order in which your professional nurse license, N-22424 was revoked. During the period of revocation, you may not practice nursing in the State of Idaho. Enclosed is a copy of the Final Order.

The Order became effective April 30, 2009. Please be advised that you may not apply for reinstatement for a period of two (2) years from the date of this order.

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 IDAHO STATE BOARD OF NURSING
In the Matter of the License of: )
JEAN M. VAUGHN, ) Case No. BON 09-103
License No. N-22424, )
Respondent. )

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

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

FINDINGS OF FACT

1. Jean M. Vaughn ("Respondent") is licensed by the Idaho State Board of Nursing under License No. N-22424 to engage in the practice of nursing in the State of Idaho.

2. On or about December 24, 2009, the Board received a complaint from Respondent’s former employer, Saint Alphonsus Regional Medical Center, stating Respondent was terminated from her employment on December 7, 2009, due to misappropriation and adulteration of controlled substances. Respondent had confessed to her employer that she had diverted Demerol from a PCA pump syringe and that she had also removed and diluted other pain medications from PCA pump syringes. A true and correct copy of Respondent’s Notice of Termination from Saint Alphonsus Regional Medical Center is attached hereto as Exhibit A.

3. On or about December 21, 2009, Respondent obtained an evaluation from Ascent Behavior Health Services which included a recommendation that Respondent attend treatment for substance abuse. A true and correct copy of Respondent’s evaluation is attached hereto as Exhibit B. Said evaluation is to remain sealed and not subject to disclosure without the approval of the Board’s attorney.
4. On or about March 29, 2010, Respondent voluntarily surrendered her license. In the course of voluntarily surrendering her license, Respondent did not admit that she violated any of the Board’s laws or rules. She did, however, acknowledge that the Board has sufficient evidence from which it might find and conclude that such a violation occurred. She also waived her rights to a hearing, and she consented to the Board entering an order accepting her voluntary surrender and revoking or otherwise disciplining her license as the Board deemed appropriate in its discretion. A true and correct copy of the voluntary surrender form signed by Respondent is attached hereto as Exhibit C.

5. Respondent knowingly and freely waived her right to a hearing, and waived all rights granted to Respondent pursuant to the Administrative Procedures Act, chapter 52, title 67, Idaho Code.

CONCLUSIONS OF LAW

1. As a licensed nurse in the State of Idaho, Respondent is subject to the jurisdiction of the Board and to the provisions of title 54, chapter 14, Idaho Code, and the rules and regulations promulgated by the Board thereunder.

2. The allegations in the complaint, if proven, would constitute violations of the Nurse Practice Act and constitute grounds for revocation or suspension of Respondent’s license to practice nursing pursuant to Idaho Code § 54-1413, specifically:
   a. Idaho Code § 54-1413(1)(d) and Board Rule (IDAPA 23.01.01) 100.05 (gross negligence or recklessness in performing nursing functions);
   b. Idaho Code § 54-1413(1)(e) and Board Rule 100.06 (a nurse shall not habitually use narcotic, hypnotic or hallucinogenic drugs);
   c. 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);

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FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER - 2
d. 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);

e. Board Rule 101.03.e (a nurse shall not practice nursing while the ability to practice is impaired by alcohol or drugs or physical, mental or emotional disability);

f. Board Rule 101.04.d (a nurse shall act to safeguard the patient from the incompetent practice, verbal or physical abusive acts or illegal practice of any person);

g. Board Rule 101.04.e (a nurse shall not obtain, possess, furnish or administer prescription drugs to any person, including self, except as directed by a person authorized by law to prescribe drugs);

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

i. Board Rule 101.05.f (a nurse shall respect the property of the patient and employer and shall not take or divert equipment, materials, property, or drugs without prior consent or authorization).

3. Pursuant to Idaho Code § 54-1413(3)(a), Respondent’s voluntary surrender of his license empowers the Board, without a hearing, to accept Respondent’s voluntary surrender and to revoke or suspend Respondent’s license and/or impose such conditions, limitations, or restrictions on her license as the Board in its discretion may deem appropriate.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being shown, it is hereby ordered that:

1. The Board accepts the voluntary surrender of License No. N-22424 issued to Respondent Jean M. Vaughn.
2. License No. N-22424 issued to Respondent, Jean M. Vaughn is hereby:

✓ Revoked: Respondent may not apply for reinstatement for a two (2) year period after entry of this Order or a _____ year period after entry of this Order, whichever period is greater.

___ Suspended: _____ days _____ year(s) ___ indefinitely.

Respondent’s license shall be a single-state license during the term of suspension 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.

3. At such time as Respondent requests reinstatement of licensure, she shall comply with the requirements of Idaho Code § 54-1411(3). Respondent shall further comply with the provisions of IDAPA 23.01.01, Sections 61.04 and 120, as applicable. This will include, but is not limited to, providing the following information to the Board:

a. Evidence of abstinence from the use of non-medically prescribed drugs and alcohol;

b. Documentation that she is rehabilitated and able to practice nursing safely and competently by submitting:

   i. A comprehensive drug/alcohol evaluation completed by a qualified health care provider at the time of application for reinstatement.

   ii. A detailed summary of employment since licensure revocation or suspension; and

   iii. Documentation of activities engaged in to address drug/alcohol issues, to include documentation of an active recovery program; and

   c. Any other information requested deemed necessary by the Board in its discretion to demonstrate Respondent’s fitness to practice nursing.

4. The Board reserves the right to assess investigative costs incurred in this matter as a condition of reinstatement, and to impose such other conditions upon Respondent’s reinstated license as the Board may deem appropriate in its discretion.

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FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER - 4
This order is effective immediately.
DATED this 30th day of April, 2010.

IDAHO STATE BOARD OF NURSING

By Susan Odom, Ph.D, R.N.
Chair

NOTICE OF DUE PROCESS RIGHTS

NOTE: THIS NOTICE IS PROVIDED SOLEY FOR COMPLIANCE WITH IDAHO CODE § 67-5248, AND IS NOT INTENDED TO REINSTATE ANY RIGHTS PREVIOUSLY WAIVED BY RESPONDENT.

This is a final order of the Board. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the issuance date of this order. The Board will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

a. A hearing was held,
b. The final Board action was taken,
c. The party seeking review of the order, resides, or
d. The real property or personal property that was the subject of the Board action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of MAY, 2010, I caused to be served a true and correct copy of the foregoing by the following method to:

Jean M. Vaughn
14645 Woosley Drive
Nampa, ID 83651

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

Karin Magnelli
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

Linda Coley
Management Assistant
Idaho Board of Nursing

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER - 6
Notice of Termination
For Reasons of
Adulteration or Misappropriation of Controlled Substances

<table>
<thead>
<tr>
<th>Reporting Employer:</th>
<th>Saint Alphonsus Regional Medical Center</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>1055 North Curtis</td>
</tr>
<tr>
<td></td>
<td>Boise, Idaho, 83706</td>
</tr>
<tr>
<td>Phone/Fax</td>
<td>1-208-367-6234 (Phone); 1-208-267-5043(Fax)</td>
</tr>
<tr>
<td>Contact Person</td>
<td>Ben Murray, RN, MSN</td>
</tr>
</tbody>
</table>

| Name of Terminated Employee: | Jean Vaughn, RN |
| Address                    | 14645 Woosley Dr |
|                           | Nampa 83651     |
| SS# or DOB                | ***-***-2424    |
| Type of License           | RN – Professional Nurse |
| Idaho License No:         | N-22424         |
| Date of Termination       | 12-07-09        |
| Reason for Termination    | Misappropriation and adulteration of controlled substances |
| Description of Controlled Substance adulteration or misappropriation of controlled substances involved in the termination. Include: name of drug, date and time of occurrence, etc. | On 11-11-09 Nurse Jean Vaughn was observed manipulating a 50 cc Demerol PCA syringe in a darkened patient room after removing it from a PCA pump. She placed the syringe back in service in the PCA pump. Upon receiving a report of the possible irregularity connected to Nurse Vaughn's removal of the PCA syringe, hospital nurse management sent the syringe for testing at an outside lab. The lab report indicated that the syringe had only 13% of the Demerol (1.3 mg/ml rather than 10mg/ml) that should have been present in the remaining 46 cc. Nurse Vaughn had control of the PCA key for six hours around this event, thus no other nurse had access to the PCA pump syringe. At first Nurse Vaughn denied that she diverted the Demerol from the PCA syringe on 11/11/09. She later confessed to diverting the Demerol by removing and diluting this PCA syringe. She also confessed to removing and diluting other pain medication syringes in PCA pumps during the last year. She was unable to recount specific patients, dates and times, but indicated that she did not divert medication from patients whom she felt would suffer any ill effect from her action. She was terminated on 12.07.09. |

In order to file a disciplinary complaint, contact the appropriate licensing board. The filing of this notice does not constitute the filing of a disciplinary complaint.

This Notice of Termination is filed and subject to disclosure pursuant to Section 37-117A, Idaho Code, and will be maintained for fifteen (15) years from the date of receipt by the professional licensing board.
If further information reveals this report was made in error, the reporting entity is responsible for submitting a retraction to the appropriate Board.

Complete the above information and return to the appropriate agency:

☐ Board of Dentistry – 708 ½ Franklin, Boise, ID 83702 Fax: 208/334-3247 msheeley@isd.state.id.us
☐ Board of Medicine – PO Box 83720, Boise, ID 83720-0058 Fax: 208/327-7005 info@bom.state.id.us
☐ Board of Nursing – PO Box 83720, Boise, ID 83720/0061 Fax: 208/334/3262 lcoley@ibn.state.id.us
☐ Board of Pharmacy – PO Box 83720, Boise, ID 83720-0067 Fax: 208/334-3536 jadkinson@bop.state.id.us
☐ Bureau of Occupational Licensing (Nursing Home Administrators, Optometry, Podiatry, Residential Care Facility Administrators) – 1109 Main St, Suite 220, Boise, ID – 83702 Fax: 208/334-3945 rjacobsen@ibol.state.id.us

6/04 – Report Form