

**BEFORE THE INDIANA
STATE BOARD OF NURSING
CAUSE NUMBER: 2022 NB 0026**

FILED

MAR 03 2022

Indiana Professional
Licensing Agency

**IN THE MATTER OF THE LICENSE OF:)
ELIZABETH ANN HINES, L.P.N.)
LICENSE NO: 27054673A (Probation))**

ADMINISTRATIVE COMPLAINT

The State of Indiana Office of the Indiana Attorney General (“Petitioner”), by counsel, Deputy Attorney General April T. Keaton, pursuant to Ind. Code § 25-1-7-7, Ind. Code ch. 25-1-5, Ind. Code § 25-23-1, *et seq.*, the Administrative Orders and Procedures Act, Ind. Code ch. 4-21.5-3, and Ind. Code ch. 25-1-9, files with the Indiana State Board of Nursing (“Board”) its Administrative Complaint (“Complaint”) against the Indiana nursing license of Elizabeth Ann Hines, L.P.N.. (“Respondent) and in support alleges and states the following:

FACTS

1. Respondent is a Licensed Practice Nurse (“L.P.N.”) in the State of Indiana having been issued license number 27054673A by examination on October 14, 2004.
2. Respondent’s address on file with the Indiana Professional Licensing Agency (“IPLA”) is 320 North Foster Avenue, Albany, Indiana 47320.
3. Respondent is a “practitioner” as that term is defined by Ind. Code Sec. 25-1-9-2.
4. On January 12, 2021, in the Board’s Decision on Application to Renew License, Respondent’s license was renewed on indefinite probation for a period of not less than one (1) year or the length of her recovery monitoring agreement (“RMA”) with the Indiana State Nurses Assistance Program (“ISNAP”), if Respondent is deemed a candidate for monitoring.

5. On or about January 28, 2021, Respondent submitted to a drug test with ISNAP.

The test results were abnormal.

6. On or about February 17, 2021, Respondent entered into a three (3) year RMA with ISNAP with an effective date of February 4, 2021.

7. On or about February 22, 2021, Respondent submitted to a drug test with ISNAP.

The results of this test were positive for cannabinoids

8. On or about February 25, 2021 Respondent requested to be closed out of her ISNAP RMA.

9. On or about February 26, 2021, Respondent was unsuccessfully closed out of ISNAP.

VIOLATIONS

10. By Respondent's conduct in testing positive for cannabinoids on an ISNAP drug screen, requesting to be closed out of her ISNAP RMA, and being unsuccessfully closed out of her ISNAP RMA , Respondent failed to comply with ISNAP program requirements that resulted in Respondent's termination from ISNAP, in violation of 848 IAC 7-1-7, and knowingly violated a statute regulating the nursing profession, subjecting her license to discipline pursuant to Ind. Code § 25-1-9-4(a)(3).


ACCORDINGLY, the Petitioner demands this Board enter an order finding that:

1. Respondent is subject to discipline according to Ind. Code ch. 25-1-9;
2. imposes the appropriate disciplinary sanction(s); and

3. provides any further relief as the Board deems just and proper.

Respectfully submitted,

Office of the Indiana Attorney General

By: 
April T. Keaton
Deputy Attorney General
Attorney No. 35882-49

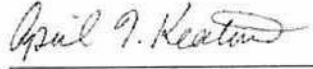
OFFICE OF THE INDIANA ATTORNEY GENERAL

Indiana Government Center South
302 West Washington St., Fifth Floor
Indianapolis, IN 46204-2770
Telephone: 317-232-7153
Fax Number: 317-233-4393
Email: April.Keaton@atg.in.gov

CERTIFICATE OF SERVICE

I certify that a copy of the "Administrative Complaint" has been duly served upon Respondent listed below, by United States mail, first-class, postage prepaid, on this 3rd day of March, 2022.

Elizabeth Ann Hines
320 North Foster Avenue
Albany, Indiana 47320

By: 
April T. Keaton
Deputy Attorney General

OFFICE OF THE INDIANA ATTORNEY GENERAL

Indiana Government Center South
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5. On or about December 1, 2019, while on duty at Deaconess, Respondent exhibited signs of impairment including bloodshot eyes, slurred speech, incoherence, and swaying when standing.

6. Respondent left work after being informed that Deaconess would perform a for-cause drug screen.

7. On or about December 2, 2019, Respondent was terminated from Deaconess for refusing to submit to a for-cause drug screen.

8. On or about July 20, 2021, Respondent submitted her nursing license renewal application and answered “No” to the question, “Since you last renewed, have you ever been terminated, reprimanded, disciplined, or demoted in the scope of your practice as a Nurse or as another health care professional?”.

VIOLATIONS

9. By her conduct in exhibiting signs of impairment including bloodshot eyes, slurred speech, incoherence, and swaying when standing while in the course of employment, Respondent failed to meet the minimal standards of acceptable and prevailing nursing by failing to practice nursing in accordance with prevailing nursing standards due to physical impairment, which could jeopardize the health, safety, and welfare of the public, in violation to 848 IAC 2-2-3(10), subjecting her license to discipline pursuant to Ind. Code §25-1-9-4(a)(3).

10. By her conduct in failing to disclose her 2019 termination on the applicable renewal application, Respondent engaged in or knowingly cooperated in a material deception in order to obtain a license to practice, subjecting her license to discipline pursuant to Ind. Code 25-1-9-4(a)(1)(A).

ACCORDINGLY, the Petitioner demands this Board enter an order finding that:

1. Respondent is subject to discipline according to Ind. Code ch. 25-1-9;
2. imposes the appropriate disciplinary sanction(s); and
3. provides any further relief as the Board deems just and proper.

Respectfully submitted,

Office of the Indiana Attorney General



By:

April T. Keaton
Attorney. No.: 35882-49
Deputy Attorney General
Indiana Government Center South
302 West Washington Street, 5th Floor
Indianapolis, Indiana 46204

CERTIFICATE OF SERVICE

I certify that a copy of the "Administrative Complaint" has been duly served upon Respondent listed below, by United States mail, first-class, postage prepaid, on this 3rd day of March, 2022.

Tabitha K. Farber
1741 Foxcross Drive
Evansville, Indiana 47715
Service by U.S. Mail



April T. Keaton
Deputy Attorney General

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