

BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2002 NB 012

STATE OF INDIANA,)
)
Petitioner,)
)
v.)
)
CARLA ELAINE DANIELSEN, R.N.,)
License No.: 28133229,)
)
Respondent.)

FILED

MAY 30 2002

**HEALTH PROFESSIONS
BUREAU**

AGREED FINDINGS OF FACT AND ORDER OF PROBATION

The Indiana State Board of Nursing ("Board") held a preliminary hearing on April 16, 2002, in Room C of the Conference Center, Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, to determine whether or not the Summary Suspension imposed by the Board on February 21, 2002, should be voided, terminated, modified, stayed or continued.

The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General. Respondent appeared in person and waived her right to counsel.

The parties agreed to and thereafter proposed to the Board the following terms. And, the Board, after considering the evidence and taking official notice of its file in this case, by a vote of 5-0-0, accepts the parties' proposal and issues the following Findings of Fact and Order:

FINDINGS OF FACT

1. The Board has jurisdiction to decide this matter, conduct a hearing, and impose discipline upon Respondent's nursing license in accordance with Indiana Code § 25-1 *et.*

seq. and Indiana Code § 23-23-1-7. Respondent was provided adequate notice of this hearing in accordance with Indiana Code § 4-21.5-3-8 and Indiana Code § 4-21.5-3-20.

2. Respondent's address on file with the Bureau is R.R. 3 Box 198, Loogootee, Indiana 47553.

3. Respondent is a registered nurse in the State of Indiana having been issued license number 28133229.

4. In June 2001, Respondent was referred to the Indiana State Impaired Nurses Assistance Program ("ISNAP") by her employer, Bloomington Hospital, after she admitted to diverting several boxes of Demerol and destroying several narcotics logs in an attempt to cover her activities.

5. On July 25, 2001, Respondent entered into a monitoring agreement with ISNAP, which placed no restrictions on her access to controlled substances and did not require her to report any relapse. Respondent also entered into a separate monitoring agreement with Bloomington Hospital.

6. In September 2001, Bloomington Hospital experienced more lost narcotics and narcotic logs. Respondent delayed the hospital's attempts to obtain a drug test. The hospital notified and involved ISNAP in every step of the process. Ultimately, Respondent gave a diluted sample that was inconclusive.

7. On or about October 5, 2001, Respondent's agreements both with ISNAP and the hospital were amended to preclude her access to controlled substances for ninety (90) days.

8. On or about December 13, 2001, Emergency Services Clinical Director, Jacquelyne Booker, was contacted by a physician who indicated to her that Respondent

had forged a letter and several prescriptions for Dilaudid and Demerol in his name. When confronted with this in a meeting by hospital personnel, Respondent immediately resigned after admitting to having forged the prescriptions and letter for her own use.

9. On January 30, 2002, the State filed its Petition for Summary Suspension against Respondent's license to practice nursing.

10. On February 21, 2002, after having a hearing wherein the Respondent admitted to having an addiction problem and diverting the controlled substances, the Board summarily suspended the Respondent's license to practice nursing for ninety (90) days finding that Respondent represents a clear and immediate danger if allowed to continue to practice.

ULTIMATE FINDINGS OF FACT

1. Respondent's conduct described above constitutes a violation of Ind. Code § 25-1-9-4(a)(4)(D) in that Respondent continued to practice nursing although having become unfit due to an addiction to, abuse of or severe dependency upon alcohol or other drugs that endanger the public by impairing her ability to practice safely.

2. Respondent's conduct described above constitutes a violation of Ind. Code § 25-1-9-4(a)(8)(A) in that Respondent diverted a legend drug.

ORDER

Based upon the above Findings of Fact and the agreement between the two parties, the Board issues the following Order:

1. Respondent's Indiana practical nursing license is placed on **INDEFINITE PROBATION**. Respondent may not petition the Board for termination of probation of her nursing license for a period of one (1) year from the date of this Order.

2. Respondent's probationary license shall be governed by the following **TERMS AND CONDITIONS**:

(a) Respondent shall remain in compliance with the terms of her ISNAP contract.

3. Respondent's failure to comply with the terms of this order may subject her to a show cause hearing and the imposition of further sanctions.

SO ORDERED, this 30th day of May, 2002.

INDIANA STATE BOARD OF NURSING

By: _____

Lisa R. Hayes

Lisa R. Hayes
Executive Director
Health Professions Bureau

Copies to:

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