

FILED
MAR 12 2013
N.J. BOARD OF NURSING

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

MARIA MEDINA, L.P.N.
License # NP 05178900

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed practical nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about June 13, 2012 respondent was convicted of concealing and carrying away merchandise from JC Penney without paying in violation of N.J.S. 2C:20-11B(2).
3. Respondent had previously been arrested on January 28, 2006 by the Elizabeth Police Department and charged with obtaining/selling a controlled dangerous substance in public; she was convicted of a local ordinance violation. on March 2, 2006

CONCLUSIONS OF LAW

1. The conduct underlying respondent's June 13, 2012 conviction, which relates adversely to the practice of nursing, subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(f).

2. Pursuant to N.J.S.A. 45:1-22(f), the Board may order any person, as a condition for continued licensure, to order any person to submit to monitoring or psychological evaluation to evaluate whether continued practice may jeopardize the safety and welfare of the public.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on December 6, 2012, provisionally imposing a public reprimand, a civil penalty of \$250.00, and ordering respondent to undergo evaluation and monitoring under the auspices of the Recovery and Monitoring Program of New Jersey (RAMP). A copy of the Order was forwarded to respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for modification and reasons therefor.

Although the record reflects that the certified mailing of the Provisional Order was returned, unclaimed, the regular mailing was not returned. The Board determined that service had been effected, inasmuch as the mailings had been sent to respondent's

address of record. The Board further determined that as no discrepancies had been raised with respect to the findings of fact and conclusions of law of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

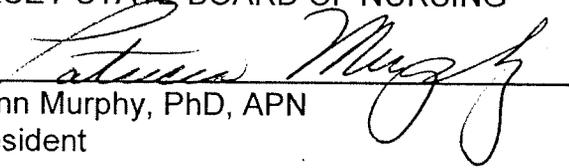
ACCORDINGLY, IT IS on this 12th day of March, 2013,

ORDERED that:

1. A public reprimand is hereby imposed for the violation of N.J.S.A. 45:1-21(f).
2. A civil penalty in the amount of \$250.00 is hereby imposed.
3. Respondent is hereby provisionally ordered to undergo evaluation and monitoring under the auspices of the Recovery and Monitoring Program of New Jersey (RAMP) for a minimum of ninety (90) days at respondent's own expense; to cause RAMP to submit, within ninety (90) days of the finalization of this Order, a copy of a report prepared by a RAMP evaluator to the Board; and to follow any treatment or monitoring recommendations by said evaluator.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APN
Board President