

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street - 5th floor
P.O. Box 45029
Newark, New Jersey 07101

FILED

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N.J. BOARD OF NURSING

By: Pavithra Angara
Special Deputy Attorney General
Tel (973) 648-4741

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

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

:
:
: ADMINISTRATIVE ACTION
:
:

MAUREEN A. VANDER, R.N.
LICENSE NO. 26NO04895300

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:
: CONSENT ORDER
:
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TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

The New Jersey State Board of Nursing is charged with the duty and responsibility of regulating the practice of nursing in the State of New Jersey pursuant to the Nurse Practice Act, N.J.S.A. 45:11-1 et seq. and regulations set forth in N.J.A.C. 13:37-14.1 et seq.

Pursuant to N.J.S.A. 45:11-23, all homemaker-home health aides ("CHHA") are required to be certified by the Board as they are performing nursing tasks delegated by a licensed registered professional nurse. N.J.A.C. 13:37-6.2 requires that the registered professional nurse shall be responsible for exercising that degree of judgment and knowledge reasonably expected to assure that a proper delegation has been made including that a registered professional nurse may not delegate the performance of a nursing task to persons who have not been adequately prepared by verifiable training and education.

Maureen A. Vander ("Respondent") holds New Jersey license 26NO04895300 as a Registered Nurse with the Board. Respondent is employed by Infinity Healthcare, LLC ("Infinity") in Ocean City, New Jersey as a Registered Nurse. Beginning with Infinity's renewal Board registration in 2003, and every subsequent year until 2010, and again from 2012 until 2013, Respondent was identified by Infinity as a Nursing Supervisor. Infinity has since ceased operations.

Through its investigation, the Board has determined that while serving as Infinity's Nursing Supervisor, Respondent engaged in multiple violations of N.J.S.A. 45:11-23 and N.J.A.C. 13:37-6.2 by failing to complete assessments on all clients; failing to involve herself in the assignment of aides to clients; failing to confirm and document that the care provided did not exceed the scope of the delegated tasks and procedures; and/or that the delegated tasks were performed in a satisfactory manner.

Given the above, the Board finds that Respondent engaged in multiple acts of professional misconduct pursuant to N.J.S.A. 45:1-21(e) and/or has violated the statutes and/or regulations governing the practice of nursing pursuant to N.J.S.A. 45:1-21(h).

The parties being desirous of resolving this matter, and the Board, being satisfied that entry of the within Order obviates the need for formal proceedings, and being further satisfied that the within disposition is adequately protective of the public health, safety and welfare, and for good cause shown

IT IS, therefore, ON THIS 4 day of September, 2013, ORDERED and AGREED that:

1. Respondent is hereby reprimanded for professional misconduct and violating the statutes and/or regulations governing the practice of nursing.

2. Respondent is assessed an aggregate civil penalty of \$3,000 pursuant to N.J.S.A. 45:1-25 for the violations described herein. Respondent shall pay a total of \$3,000 in penalties and costs in six (6) equal monthly installments of \$500.00 each. The first payment shall be due on or before ^{September} ~~July~~ 1, 2013, with each subsequent payment due on the first day of each of the following five months. All monthly payments shall be made by money order or other certified funds payable to The Treasurer, State of New Jersey, and forwarded to the attention of George Hebert, Executive Director of the Board of Nursing, 124 Halsey Street, 6th Floor, P.O. Box 45027, Newark, NJ, 07101.

3. A Certificate of Debt reflecting the \$3,000 currently due and owing shall be filed with the New Jersey Superior Court.

4. In the event Respondent defaults on the payment terms of this Order she specifically acknowledges that: 1. Following notice by certified and regular mail to Respondent's address on file with the Board, she shall have five (5) business days to cure the deficiency by immediately making all overdue payments to the Board; 2. Failure to cure the default within the specified time shall result in the default of Respondent's obligations under this Order without further notice or opportunity to be heard; 3. Upon default of any and all amounts then due and owing under this Order, including any future installments, shall immediately be due in full; 4. The Board may issue a summary order of suspension of Respondent's license to practice nursing in the State of New Jersey. The summary suspension order may issue following a certification from the Board's Executive Director of Respondent's default and failure to cure, without further notice to Respondent or opportunity to be heard; and 5. Following the issuance of ~~a summary suspension order pursuant to the proceeding, any application by Respondent to lift~~

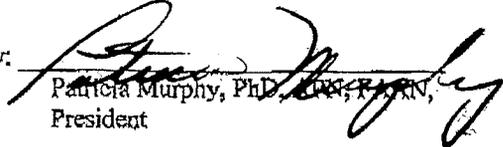
the suspension shall not be considered by the Board unless and until all payments due under this Order have been paid in full.

3. Respondent shall reimburse the Board's investigative costs and fees totaling \$3,518.68 pursuant to N.J.S.A. 45:1-25(d). The payment of said costs and fees shall be suspended provided that Respondent complies with the terms of this Consent Order and the rules and regulations governing the practice of nursing in the State of New Jersey.

4. The Board shall retain jurisdiction to enforce the terms of this Order. Upon receipt of any reliable information indicating that Respondent has violated any term of this Order, the Board reserves the right to bring further disciplinary action.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Murphy, PhD, MSN, RN, FAAN, President

I have read and understood the within Order and agree to be bound by its terms.

Maureen A. Vander, R.N.
Maureen A. Vander, R.N.

I hereby consent to the form and entry of this Order.

Richard A. West
Richard A. West, Esq.

Date: 8-1-13