

**FILED**

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**N.J. BOARD OF NURSING**

JOHN J. HOFFMAN  
ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07102  
Attorney for State Board of Nursing

By: Virginia Class-Matthews  
Deputy Attorney General  
(973) 648-3696

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

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
GREGORY MURPHY, R.N.	:	CONSENT ORDER
	:	
License No. 26N010913900	:	
	:	
TO PRACTICE NURSING IN THE	:	
STATE OF NEW JERSEY	:	
	:	

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information indicating that Gregory Murphy, R.N. (Respondent) has been participating in the Professional Assistance Program of New Jersey (PAP) and requests to remain in this program. Respondent has agreed to remain enrolled in the PAP for ongoing monitoring in lieu of enrolling in the RAMP Program.

The Board finds that Respondent enrolled in the PAP following his termination from employment due to conduct involving diversion of controlled substances, which if proven, constitutes a violation of N.J.S.A. 45:1-21(e) and (1). The Board acknowledging Respondent's enrollment in a rehabilitation program, PAP; the parties desiring

to resolve this matter without further proceedings and without admissions; the Board finding the within resolution adequately protective of the public; and for other good cause shown;

IT IS, on this 5<sup>th</sup> day of Sept., 2013,

HEREBY ORDERED AND AGREED that:

1. Respondent may remain licensed in good standing provided that he complies with all the terms and conditions of this Order.

2. Respondent shall refrain from the use of any and all potentially addictive substances except as prescribed by an authorized health care practitioner who is made aware of Respondent's substance use and required participation in an intervention, monitoring, and recovery program. Respondent shall report any such use to PAP in writing within five (5) days of receiving such a prescription together with the name of the prescribing health care practitioner, the name of the drug, the quantity, frequency, expected length of use, and reason for its use.

3. Respondent shall enroll in, participate in, and comply with all of the terms and conditions of PAP monitoring until successful completion. However, Respondent shall participate in a minimum of one year of monitoring with PAP. Respondent shall cause PAP to inform the board in writing if Respondent is non-compliant with, or is terminated from, or resigns from, further participation in the program, together with the reason for and complete documentation of the non-compliance, termination and/or resignation. Notification to the Board shall be within 24 hours of determination of

non-compliance, termination, or resignation, or as soon thereafter as is practicable. Respondent shall provide PAP's Executive Medical Director with a complete copy of the within Order.

4. PAP shall provide reports on a quarterly basis to RAMP, which reports shall be sent to the attention of Jamie Smith, Recovery and Monitoring Program, 1479 Pennington Road, Trenton, New Jersey 08618. These reports shall indicate Respondent's degree of compliance with the monitoring plan.

5. Respondent shall provide a release to PAP allowing PAP to provide pertinent reports, records and other information pertaining to Respondent to the Board and to RAMP, the Board's designated monitor. Respondent's signature on this Order signifies Respondent's waiver of any right to confidentiality with respect to these matters, and Respondent's agreement that the Board may utilize any such reports, records, and other information it receives from PAP or RAMP in any proceeding regarding Respondent's license and that the Board may release any pertinent information in its possession to PAP or RAMP.

6. Respondent shall attend regular twelve-step support group meeting or the equivalent, and nurse peer support group meetings, as required by PAP. He shall attend individual counseling and psychiatric treatment until successful discharge, if required by PAP. Respondent shall not engage in the practice of nursing if so

advised by PAP, and shall confine his employment and employment schedule to settings and schedules approved by PAP.

7. Respondent shall submit to random observed urine testing or hair testing as required by PAP. Respondent's failure to submit to testing or provide a urine or hair sample when requested shall be deemed to be a violation of the terms of this Order. All random alcohol and drug screens shall be negative for the presence of alcohol or drugs, unless the drugs detected by screening were properly taken pursuant to a valid prescription from a health care practitioner aware of Respondent's substance abuse history. All positive results shall be confirmed by the Gas Chromatograph Mass Spectrometer testing method. Chain of custody documentation must accompany all laboratory reports and/or the laboratory reports must indicate that chain of custody procedures have been followed.

8. Respondent shall notify the Board, PAP, and RAMP within ten (10) days of any change of address, or any termination, resignation or leave of absence from any place of nursing employment.

9. Respondent shall immediately inform each employer representative and nursing supervisor of the terms of this Order and provide them with a copy of the Order. Respondent shall ensure that each employer representative and nursing supervisor provides written notification on facility letterhead to RAMP and PAP, acknowledging receipt of a copy of the within Order and its terms.

10. Respondent may apply for the removal of the restrictions imposed by the within Order upon successful completion of PAP. The Board reserves the right to require Respondent to appear before the Board and demonstrate his fitness to practice without further monitoring upon any such application.

11. Any deviation from the terms of this order without the prior written consent of the Board shall constitute a failure to comply with the terms of this Order. Upon receipt of any reliable information indicating that Respondent has violated any term of this Order, Respondent's license may be automatically suspended by the Board. Respondent, upon five (5) days notice, may request a hearing to contest the entry of such an Order. At any such hearing, the sole issue shall be whether any of the information received by the Board regarding Respondent was materially false. In addition, the Board reserves the right to bring further disciplinary action.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy, PhD, APRN  
Patricia Murphy, PhD, APRN President

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

Gregory Murphy, R.N.

Date: 13 May 13

I have read the above Order  
and agree on behalf of PAP to  
comply with its terms regarding  
monitoring and reporting by PAP.

A handwritten signature in cursive script, appearing to read 'L.E. Baxter', is written over a horizontal line.

Louis E. Baxter, M.D., FASAM  
Executive Medical Director  
Professional Assistance Program