

FILED
OCT 21 2014
N.J. BOARD OF NURSING

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
SHERRELL TAYLOR, L.P.N. :
License No. 26NP04910400 : FINAL ORDER
: OF DISCIPLINE
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 which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Sherrell Taylor ("Respondent") is licensed as a licensed practical nurse in the State of New Jersey and has been a licensee at all relevant times.

2. On or around May 2, 2013, Respondent completed an online biennial license renewal application which asked "Will you have completed the required continuing education credits by May 31, 2013," referring to the thirty hours of continuing education required during the June 1, 2011 - May 31, 2013 biennial period.

Respondent answered "yes" and certified that answer to be true by submitting the online application.

4. On or around September 9, 2013, the Board sent Respondent a demand for written statement requesting certain information from Respondent including certificates of completion of all credits earned during the previous three years.

5. Respondent replied, but failed to include any certificates of completion of continuing education.

CONCLUSIONS OF LAW

Pursuant to N.J.A.C. 13:37-5.3, a nurse shall complete a minimum of 30 hours of continuing education per biennial period. Falsification of any information submitted on the renewal application may result in penalties and/or suspension or revocation of the license. N.J.A.C. 13:37-5.3(a). Additionally, a registered professional nurse or licensed practical nurse shall maintain continuing education compliance documentation for a period of four years after completion of the hours and shall submit such documentation to the Board upon request. N.J.A.C. 13:37-5.3(f).

Respondent failed to demonstrate, to the satisfaction of the Board, that Respondent completed any continuing education required for the June 1, 2011 - May 31, 2013 biennial renewal period. Respondent's failure to complete 30 hours of continuing education

during the June 1, 2011 - May 31, 2013 biennial period constitutes a violation of N.J.A.C. 13:37-5.3, which the Board deems professional misconduct within the intendment of N.J.S.A. 45:1-21(e) and also constitutes a violation or failure to comply with a regulation administered by the Board within in the intendment of N.J.S.A. 45:1-21(h).

Further, the Board finds that Respondent's submission of her 2013 renewal, wherein she answered affirmatively that she had completed, or would complete, the required continuing education, when she did not complete the required continuing education, constitutes the use or employment of dishonesty, deception, or misrepresentation within the intendment of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 17, 2014, provisionally suspending respondent's nursing license, and imposing a reprimand and a \$250.00 civil penalty. A copy of the Order was served upon 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 consideration and reasons therefor.

Respondent replied to the Provisional Order, and submitted documentation of 30 contact hours of valid nursing continuing education, all belatedly completed on March 21, 2014. Accordingly, the Board determined that suspension was no longer applicable. However, as this continuing education was submitted to make up for the obligatory continuing education for the 2011-2013 licensing cycle, the Board further determined that the civil penalty for failure to timely complete continuing education, and the reprimand for misrepresentation as to the completion of required continuing education on the 2013 renewal application, should be imposed upon finalization of the Provisional Order.

ACCORDINGLY, IT IS on this 21st day of October, 2014,

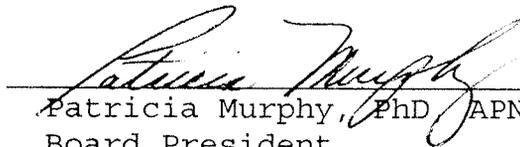
ORDERED that:

1. Respondent is hereby reprimanded for her violation of N.J.S.A. 45:1-21 (b).

2. A civil penalty in the amount of two hundred and fifty dollars (\$250) is hereby imposed upon Respondent for failing to timely complete her continuing education requirements. Payment

shall be made by certified check or money order payable to "State of New Jersey," delivered to George Hebert, Executive Director, State of Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than fifteen (15) days after the entry this order. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By: 
Patricia Murphy, PhD APN
Board President