

CONCLUSIONS OF LAW

Respondent's failure to supply documentation of having completed continuing education requirements for the June 1, 2011 – May 31, 2013 renewal period constitutes a violation of N.J.A.C. 13:37-5.3, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her 2013 renewal application that she would have completed required continuing education for the June 1, 2011 – May 31, 2013 renewal period and subsequent failure to provide documentation indicates that Respondent engaged in misrepresentation in violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand, and two hundred and fifty dollar (\$250) civil penalty was entered on October 6, 2014. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by 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 of Discipline by providing a certification of completion for 30 hours of continuing education completed on October 18, 2014 and a money order for two hundred and fifty dollars (\$250).

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised.

The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Respondent may apply the 30 hours of continuing education completed on October 18, 2014 to cure the deficiency of the June 1, 2011 – May 31, 2013 and avoid suspension of her license, but she may not use those same 30 hours to also satisfy the requirements of the current biennial period of June 1, 2013 – May 31, 2015. Respondent shall complete another 30 hours of continuing education prior to May 31, 2015 to satisfy the requirements of the current biennial period. The Board determined that Respondent's failure to timely complete continuing education within the June 1, 2011 – May 31, 2013 biennial period warrants imposition of a two hundred and fifty dollar (\$250) civil penalty. Additionally, the Board determined that a reprimand was warranted for Respondent's answer on her 2013 renewal application whereby she certified that she had completed the required continuing education when she had not done so.

ACCORDINGLY, IT IS on this 27 day of February, 2015,

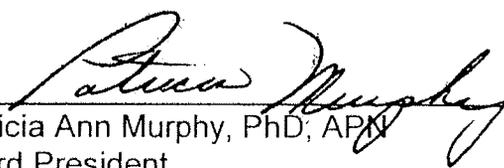
ORDERED that:

1. A public reprimand is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(b).
2. A civil penalty in the total amount of two hundred and fifty dollars (\$250) is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(e) and (h) for the failure to comply with N.J.A.C. 13:37-5.3. The Board has received Respondent's money order and shall process same as payment of the within civil penalty.

3. The 30 hours of continuing education completed on October 18, 2014 shall not be used to satisfy the requirements of the June 1, 2013 – May 31, 2015 biennial period. Respondent shall complete an additional 30 hours of continuing education prior to May 31, 2015.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APRN
Board President