

FILED
NOV 18 2015
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	:	
	:	Administrative Action
Nelson Camacho, L.P.N.	:	
License # NP06392500	:	
	:	FINAL ORDER OF
TO PRACTICE NURSING IN	:	DISCIPLINE
THE STATE OF NEW JERSEY	:	

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

FINDINGS OF FACT

1. Nelson C. Camacho ("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 completed and submitted an online biennial license renewal for the period of June 1, 2010 through May 31, 2012. The online renewal contains a question which asks "Will you have completed the required continuing education credits by May 31, 2012," referring to the biennial renewal period of June 1, 2010

through May 31, 2012. Respondent answered "yes" to the question and certified that answer to be true by submitting the online application.

3. On or about September 9, 2013, the Board sent Respondent a Demand for Criminal History Background Check ("Demand") requesting information from Respondent. The Demand requested that Respondent provide answers to eight (8) questions, including a question which asked if he had completed any continuing education courses within the last three (3) years, and requested that he provide proof of successful completion of all credits earned during that period.

4. As to the question concerning continuing education, Respondent attached a Certificate of Completion for eight (8) Nursing Continuing Education Units for an IV Therapy Certification Class, presented on August 29, 2013, to his response to the Demand. However, as of June 2, 2014, Respondent had yet to provide any further proof of having completed the remaining twenty-two (22) required continuing education hours for the renewal cycle of June 1, 2010 through May 31, 2012.

CONCLUSIONS OF LAW

Pursuant to N.J.A.C. 13:37-5.3, a nurse shall complete a minimum of thirty (30) hours of continuing education per biennial period to maintain licensure. 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 (4) 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, completion of the required thirty (30) hours of continuing education for the biennial period of June 1, 2010 through May 31, 2012. In fact, as of the time of this writing, Respondent has only demonstrated to having completed eight (8) hours of continuing education, which was presented to Respondent on August 29, 2013, during that time frame. The Board, therefore, finds Respondent in violation of N.J.A.C. 13:37-5.3(b), 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 the intendment of N.J.S.A. 45:1-21(h).

Further, the Board finds that Respondent's submission of his 2012 renewal, wherein he answered affirmatively that he had completed, or would complete, the required continuing education, and subsequent failure to provide documentation of completion, constitutes the use or employment of dishonesty, deception, or misrepresentation within the intendment of N.J.S.A. 45:1-21(b). See also N.J.A.C. 13:37-5.3.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on June 2, 2014, provisionally suspending respondent's nursing license and imposing a reprimand and a \$250 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 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 belatedly provided documentation of completion of required continuing education for the 2010-2012 and 2012-2014 licensing cycles. The Board therefore determined that suspension of respondent's nursing license was no longer applicable. However, as respondent completed only 8 contact hours of continuing education during the 2012-2014 licensing cycle, and the 90 contact hours of continuing education that were subsequently completed bore a 2015 completion date, the Board determined that the reprimand and \$250 civil penalty were still warranted.

ACCORDINGLY, IT IS on this 18th day of Nov., 2015,

ORDERED that:

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

2. A civil penalty in the amount of two hundred and fifty dollars (\$250.00) is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(e) and (h). Payment shall be made by certified check or money order payable to "State of New Jersey," delivered or mailed to Leslie Burgos-Bonilla State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than fifteen (15) days after the date of filing of 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*
Patricia Murphy, PhD, APN
Board President