

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

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	FINAL ORDER
	:	WITHDRAWING
TONIMARIE FASANO, R.N.	:	PROVISIONAL
License # 26NR 12967800	:	ORDER OF
	:	DISCIPLINE
	:	
TO PRACTICE NURSING IN 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 has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Tonimarie Fasano ("Respondent") is a Registered Professional Nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. On or about April 20, 2015, a letter of inquiry issued on behalf of the Board, asking Respondent, among other things, to supply certificates of completion documenting completion of required nursing continuing education taken in the last three years.

3. Respondent provided documentation of thirty-one (31) contact hours of required nursing continuing education completed on May 21, 2015.

4. Respondent indicated, on her 2013 renewal application that she would have completed all required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle by May 31, 2013. Respondent indicated, on her 2015 renewal application, that she would have completed all required nursing continuing education for the June 1, 2013 - May 31, 2015 licensing cycle by May 31, 2015.

5. Although Respondent demonstrated timely completion of required nursing continuing education for the June 1, 2013 - May 31, 2015 licensing cycle, Respondent did not demonstrate completion of required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle.

CONCLUSIONS OF LAW

Respondent's failure to document completion of required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle is deemed to constitute 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 complete all required nursing continuing education for the June 1, 2011 - May 31, 2013 licensing cycle by May 31, 2013 is

deemed to constitute misrepresentation in violation of N.J.S.A.
45:1-21(b).

DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand, and a two hundred and fifty dollar (\$250) civil penalty was entered on August 21, 2015. 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 therefore.

Respondent replied to the Provisional Order of discipline and provided acceptable documentation of timely completion of all required continuing education in the June 1, 2011 - May 31-2013 and June 2, 2013 - May 31 2015 biennial renewal periods.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary. Respondent demonstrated, to the satisfaction of the Board, that she had completed sufficient continuing education, including the one hour course on Organ and Tissue Donation.

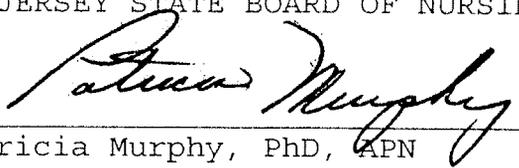
ACCORDINGLY, IT IS on this 28th day of APRIL, 2016,

ORDERED that:

1. The Provisional Order of Discipline filed on August 21, 2015 is hereby withdrawn in its entirety.

NEW JERSEY STATE BOARD OF NURSING

By: _____


Patricia Murphy, PhD, APN
Board President