

LOUISIANA STATE BOARD OF PRACTICAL NURSE EXAMINERS
131 AIRLINE DRIVE, SUITE 301
METAIRIE, LOUISIANA 70001-6266
(504) 838-5791
FAX (504) 838-5279
www.lsbpne.com

March 14, 2016

Sharlene Reed
434 Market Street
Raceland, LA 70394

Dear Ms. Reed:

Enclosed you will find your Board Order with the stipulations set forth which you **must follow** throughout your Suspension and/or Probation period.

Please read the entire Order **completely and carefully**. Failure to follow **all** stipulations set forth may result in further disciplinary action being taken against your practical nursing license, which may include additional fines, an extended probation period, suspension, revocation and/or denial of licensure.

You may also go to the Board's website at www.lsbpne.com at any time to review the Administrative Code pertaining to practical nurses, including the Rules and Adjudication, License Suspension and Revocation Proceedings, §306. This information was also included with your Formal Complaint.

If you have any questions or concerns you should submit them in writing to the board office, please include your current address and telephone number with your request.

**LOUISIANA STATE BOARD OF
PRACTICAL NURSE EXAMINERS**

M Lynn Ansardi RN

M. Lynn Ansardi, RN
Executive Director

MLA/jp

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In the matter of:

Sharlene Reed - respondent
License # 920344

This cause having come to be heard at a formal hearing conducted at the board office on October 9, 2015 at 11:00 a.m. upon the complaint filed in this matter.

1. The respondent was present for the hearing and did give sworn testimony.
2. The following witnesses were called to testify by the board.
 - Jherylyn Lindsey, RN, DON
 - Alexis Hayes, CNA
 - Raven Poindexter, CNA

*The hearing officer found the witnesses to be credible.

3. Exhibits A-I were admitted as evidence. The hearing officer fully reviewed and considered all exhibits.
4. The hearing officer fully reviewed and considered the transcript of the hearing as prepared and certified by the court reporter, Dawn H. Hymel, CCR, who was present and recorded the hearing.

The hearing officer, having reviewed all evidence and testimony, and being fully advised in the premises, makes the following findings of fact and conclusions of law based on the entire record:

FINDINGS OF FACT

During the formal hearing process, the following facts were confirmed:

1. The respondent was issued a license to practice practical nursing in the state of Louisiana on June 7, 1992.
2. The respondent was employed by Maison De'Ville Nursing Home from June 18, 2013 until her termination on March 27, 2015. On March 15, 2015, the respondent was the night shift nurse and witnessed another practical nurse place a resident, who is blind, deaf and mute in a 6 foot x 6 foot room with the lights off and the door closed. The resident was overheard screaming and beating on the wall and remained in the room until 4 a.m. The respondent failed to intervene or

Sharlene Reed
LPN #920344
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stop the nurse from placing the resident in the room.

3. The respondent admits to seeing the resident in the room around 4 a.m. but states she did not witness who placed the resident in the room and the resident was not hollering at the time, only feeling around.
4. The respondent was previously counseled on June 8, 2011 for administering ASA 325 mg to a patient without an order. The medication was removed from the resident's bedside by the director of nursing.

JURISDICTION

The board has jurisdiction over the parties hereto and the subject matter hereof.

CONCLUSIONS OF LAW

Based on the facts set forth in the entire record and outlined herein above, the respondent is in violation of:

The Louisiana Revised Statutes of 1950, Title 37, Chapter 11, Nurses, Part II, Practical Nurses, Section 969 A. (4):

- (c) **is unfit, or incompetent by reason of negligence habit, or other causes;**
- (f) **is guilty of unprofessional conduct;**
- (g) **has violated any provisions of this Part;**

And 978 A (8) Violate any provisions of this Part and B.

As further defined in the Louisiana Administrative Code, Title 46, Part XLVII, Subpart 1, Sections 306 T.

3. **being unfit, or incompetent by reason of negligence, habit or other causes;**
8. **being guilty of unprofessional conduct;**
 - a. **failure to practice practical nursing in accordance with the standards normally expected;**
 - b. **failure to utilize appropriate judgment in administering nursing practice;**
 - c. **failure to exercise technical competence in carrying out nursing care;**
 - j. **intentionally committing any act that adversely affects the physical or psychosocial welfare of the patient;**
 - m. **failing to report, through the proper channels, facts known regarding**

- the incompetent, unethical, or illegal practice of any health care provider;**
- o. being guilty of moral turpitude;**
 - t. violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

ORDER

The matter of **Sharlene Reed, license # 920344**, on **March 10, 2016** came on for final action by the Louisiana State Board of Practical Nurse Examiners.

NOW THEREFORE, IT IS ORDERED, that the license of the respondent, **Sharlene Reed, license # 920344** be placed on **PROBATION** for no less than **two (2) years** with the following stipulations:

1. **License:**
 - A. The license of the respondent will be stamped "**PROBATION**".
 - B. The respondent shall return his/her current practical nursing license to the board office with the signed agreement, so the license can be stamped with the mandatory probation stamp.
2. **Obey all laws:**
 - A. The respondent shall obey all laws/rules governing the practice of practical nursing in this state and obey all federal, state, and local laws.
 - B. The respondent shall report to the board within **ten (10) days** any misdemeanor and/or felony arrest(s) or conviction(s).
3. **Fines/Fees:**
 - A. The respondent is hereby fined \$500.00, **payable by cashier's check or money order only**, for the violations detailed in the conclusions of law, due within **90 days** from the date this order is executed.
 - B. The respondent is hereby assessed a hearing assessment fee of \$1,000.00, **payable by money order or cashier's check only**, to be submitted to the board within **90 days** of the date of this order.

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- C. The respondent is to submit a \$500.00 annual probation monitoring fee, **payable by cashier's check or money order only.**
- D. The probation monitoring fee is due within **three (3) months** of receiving a probated license and annually thereafter until the probation is satisfactorily completed.
- E. Failure to pay this fine/fee in the time allotted will result in the immediate suspension of the respondent's practical nursing license.

4. **Notify board of change of address/telephone number/employment:**

- A. The respondent shall notify the board in writing within **ten (10) days** of any change in personal address, telephone number, or employment. Changes in employment include accepting a new job, as well as resignation, or termination.

5. **Courses:**

The respondent must take and satisfactorily complete board approved courses in the following areas:

- Legal and Ethical Dilemmas-8 CEU
- Managing Difficult Patients-30 CEU
- Nursing Care of the Elderly-30 CEU
- Patient Advocacy and Ethical Nursing Practice-8 CEU

Evidence of completion of the course(s) is due in the board office within 90 days of the date of this order

6. **Employment:**

- A. The respondent shall provide a copy of the entire board order/consent order including the findings of fact and conclusions of law immediately to any/all current employer(s) and at the time of application to any/all prospective employer(s).
- i. If the respondent is already employed as an lpn, the respondent and the current employer shall enter into the board's **Employer's Agreement** (form(s) issued by board). The signed form(s) shall be submitted to the board office within **ten**

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(10) days from the date this order is executed.

- ii. Upon obtaining new employment as an lpn, the respondent shall enter into the board's **Employer's Agreement** (form(s) issued by board) with the prospective employer. The signed form(s) shall be submitted to the board office within **ten (10) days** of the date of hire.
- B. All current and prospective employers must agree to allow the respondent's direct supervisor to monitor the respondent while on probation as well as timely submission of evaluations.
- C. Probation will run concurrent with employment as an lpn.
- D. The respondent must be employed a minimum of 80 hours per month.
- E. The probationary period will not commence or progress until and unless the respondent is employed and delivering direct patient care as a licensed practical nurse.
- F. Failure to maintain stable employment may be grounds for termination of probation.
- G. The respondent must practice under the supervision of a nurse (rn or lpn) or physician, whose license is unencumbered, and must provide direct patient care as follows:
- i. The respondent must be supervised on a regular and consistent basis by his/her assigned supervisor. The supervisor must observe and work closely enough with the respondent to be able to give an informed evaluation of the respondent. The employer must be willing to allow this supervision and provide opportunities for the same supervisor to evaluate the performance of the respondent.
 - ii. It is the respondent's responsibility to ensure that his/her supervisor submits the evaluation reports quarterly.
 - a. Reports are due on or before the 10th day of January, April, July, and October of each year. (Note: these forms will be provided to

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the employer)

- b. Only the respondent's direct supervisor may complete the evaluations according to the observations made during the supervision.
- H. The respondent is prohibited from working in temporary staffing, as an agency nurse, for a nursing pool and/or in the home health setting, or in any other similar setting including but not limited to working in a teaching capacity, as a travel nurse and/or on an "as needed" basis - prn.
- I. Upon obtaining a prescription for controlled/abuse potential substance(s) while holding a probated license, the respondent is responsible for informing his/her employer within **three (3) days** of the date of the prescription(s).

Violations

a) immediate suspension of license, b) indefinite suspension of license, c) ineligibility for annual renewal of license, d) additional fines/penalties up to \$500.00 per occurrence, e) increased probationary period, f) summary suspension and g) revocation.

Public Records

This order is public record. All disciplinary actions of the board will be reported to all required data banks and agencies as required by law.

Myron L. Collins LPN

MYRON COLLINS, LPN
CHAIRMAN OF THE BOARD

M. Lynn Ansardi RN

M. LYNN ANSARDI, RN
EXECUTIVE DIRECTOR

Mailed this 14th day of March, 2016, by U.S. postal service certified mail return receipt #7014 2120 0003 8719 3219 and regular mail to the following address:

Sharlene Reed
434 Market Street
Raceland, LA 70394

Sharlene Reed
LPN #920344
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