

STATE OF VERMONT
BOARD OF NURSING

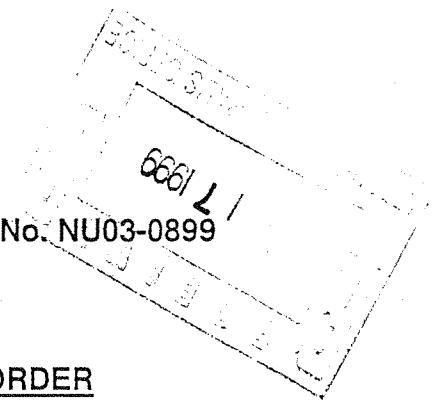
IN RE:

Jill Deaett

License Nos: 25-6824
75-2814

)
)
)

Docket No. NU03-0899



STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, through its Attorney General, William H. Sorrell, and Respondent Jill Deaett, who stipulate and agree as follows:

1. The Vermont Board of Nursing has jurisdiction to investigate and adjudicate allegations of unprofessional conduct committed by nurses and nursing assistants pursuant to 3 V.S.A. §§129, 129a; 26 V.S.A. §§1574, 1582, 1595 and 1598; the Board of Nursing's Rules and the Office of Professional Regulation's Rules.
2. Respondent Jill Deaett, of Hinsdale, New Hampshire, is a licensed practical nurse holding license number 25-6824 issued by the State of Vermont. Respondent was a nursing assistant holding license number 75-2814, issued by the State of Vermont, which lapsed prior to August 9, 1999. By way of history, both licenses were summarily suspended by Order of the Board on about November 9, 1999.
3. At all times relevant, Respondent was employed at Brattleboro Memorial Hospital, of Brattleboro, Vermont.
4. Respondent admits that on about August 9, 1999, while in the course of her work, she diverted, without authorization, a regulated medication, Meperidine (also known as Demerol), that had been prescribed to a patient, "M.D." Further, Respondent intended to take the medication home and/or use it herself.
5. Respondent admits that on about August 9, 1999, while in the course of her work, she falsely recorded and/or reported that said Meperidine (also known as Demerol), had been wasted and/or that the patient had refused the drug.
6. Respondent admits that on about September 28, 1999, as a result of the above actions, omissions and/or circumstances, Respondent was convicted in Vermont District Court (Docket No. 1594-9-99 Wmcr) of 18 V.S.A. §4223(a)(1) (no person shall obtain or attempt to obtain a regulated drug, or procure or attempt to procure the administration of a regulated drug, by fraud, deceit, misrepresentation, or subterfuge), a felony.
7. Respondent admits the conclusions of unprofessional conduct as set forth below in the Board's Order.

8. Respondent understands that the Nursing Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
9. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
10. Respondent waives any notification period and agrees to have this document reviewed by the Board during the next available meeting. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced her rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
11. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
12. Respondent voluntarily enters this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
13. Respondent voluntarily waives her right to charges and a contested hearing before the Board of Nursing.
14. Respondent agrees that the Board may set forth the order below.

ORDER

Based on the stipulation above it is **ORDERED AND ADJUDGED** as follows:

A. By engaging in the conduct above, Respondent acted unprofessionally pursuant to, and in violation of Nursing Board Rules: Chapter 4, Rule IV, B.4.d (diverting supplies, equipment, or drugs for personal use or other unauthorized use) and Chapter 4, Rule IV, B.4.c (falsifying or altering clinical records or making inaccurate or misleading entries), which constitutes unprofessional conduct within the meaning of, and also further violates: 26 VSA §1582(a)(7) (engages in conduct of a character likely to deceive, defraud or harm the public); 26 VSA §1582(a)(2) (...convicted of a crime related to the practice of nursing or a felony which evinces an unfitness to practice nursing), and; 3 VSA § 129a(a)(3) (failing to comply with the provisions of federal or state statutes or rules governing the practice of the profession).

B. The Nursing Board **REVOKES** the Respondent's license, commencing on the date this order is entered by the Vermont Board of Nursing.

C. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a)(7).

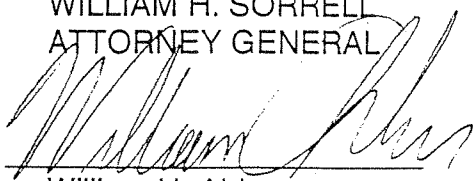
D. This Stipulation and Consent Order will remain part of Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

Dated: 12/17/99

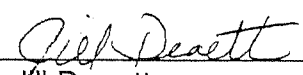
by:


William H. Ahlers
Assistant Attorney General

RESPONDENT
JILL DEAETT

Dated: 12-15-99

by:

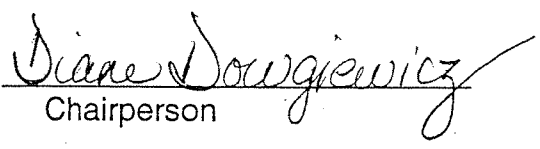

Jill Deaett

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 1/10/00

by:


Chairperson

Date of entry: 1-13-00