

STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING

IN RE:

AMANDA J. MAYER
License No. 026-0023482

Docket No. NU40-1008

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, by and through State Prosecuting Attorney Edward G. Adrian, and the Respondent, Amanda J. Mayer, RN, who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing (the "Board") has authority to issue warnings or reprimands; suspend, revoke, limit, or condition current licenses; or prevent the renewal of lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. § 129(a); 3 V.S.A. § 129a; 3 V.S.A. § 814(d); 26 V.S.A. § 1582; the Administrative Rules of the Board of Nursing (the "ARBN"); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. Amanda J. Mayer (the "Respondent") of West Rupert, Vermont is licensed by the State of Vermont as a Registered Nurse under license number 026-0023482. This license was originally issued on or about July 15, 1997 and is currently set to expire on or about March 31, 2009.
3. Respondent's license to practice as a Registered Nurse lapsed on or about April 1, 2007. Respondent did not thereafter apply for renewal of her license until on or about September 11, 2008. Respondent was practicing as a Registered Nurse during the more than seventeen (17) months in which her license was lapsed.
4. Included with her renewal application was a letter apologizing for forgetting to renew her license, as well as a late fee.

Noncompliance with Administrative Duties

5. By committing the act(s), omission(s), and/or circumstance(s) described above, the Respondent has violated:

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107

- a. 26 V.S.A. § 1584(a)(3) (It shall be a violation of this chapter for any person, including any corporation, association, or individual, to practice nursing unless duly registered and currently licensed to do so under the provisions of this chapter); and
- b. 3 V.S.A. § 129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Understandings

6. 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.
7. 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.
8. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
9. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
10. Respondent voluntarily enters into this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
11. Respondent voluntarily waives her right to a contested hearing before the Board of Nursing and waives any right to appeal from this Stipulation and Consent Order.
12. Respondent agrees that the Order set forth below may be entered by the Board.

ORDER

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

- A. Since these violations occurred only in respect to the Respondent's noncompliance with administrative duties, the Nursing Board does NOT make a finding of unprofessional conduct, but rather imposes an **ADMINISTRATIVE PENALTY IN THE AMOUNT OF THREE HUNDRED DOLLARS (\$300)** on the Respondent. This fine is to be paid within sixty (60) days of the date of entry of this Order.
- B. Notwithstanding any provision above, the Respondent must continue to meet all Nursing Board requirements for maintaining a license, license renewal and license reinstatement.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107

STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING

IN RE:

AMANDA J. MAYER

License No. 026-0023482

)

)

)

Docket No. NU40-1008

SPECIFICATION OF CHARGES

NOW COMES the State of Vermont and makes the following Charges against the Respondent, Amanda J. Mayer, RN:

Board Authority

1. The Vermont State Board of Nursing (the "Board") has authority to issue warnings or reprimands; suspend, revoke, limit, or condition current licenses; or prevent the renewal of lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. § 129(a); 3 V.S.A. § 129a; 3 V.S.A. § 814(d); 26 V.S.A. § 1582; the Administrative Rules of the Board of Nursing (the "ARBN"); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. Amanda J. Mayer (the "Respondent") of West Rupert, Vermont is licensed by the State of Vermont as a Registered Nurse under license number 026-0023482. This license was originally issued on or about July 15, 1997 and is currently set to expire on or about March 31, 2009.
3. Respondent's license to practice as a Registered Nurse lapsed on or about April 1, 2007. Respondent did not thereafter apply for renewal of her license until on or about September 11, 2008. Respondent was practicing as a Registered Nurse during the more than seventeen (17) months in which her license was lapsed.
4. Included with her renewal application was a letter apologizing for forgetting to renew her license, as well as a late fee.

Charges

5. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:
 - a. 26 V.S.A. § 1584(a)(3) (It shall be a violation of this chapter for any person, including any corporation, association, or individual, to practice nursing unless

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107

duly registered and currently licensed to do so under the provisions of this chapter); and

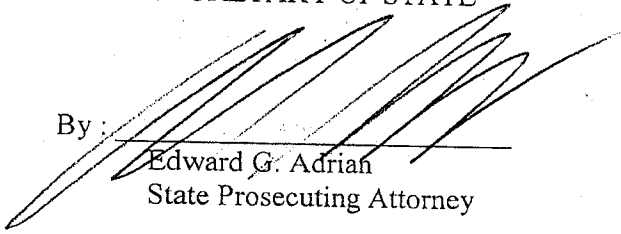
- b. 3 V.S.A. § 129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Relief Requested

WHEREFORE, the license of Amanda J. Mayer should be revoked, suspended, reprimanded, conditioned, or otherwise disciplined.

DATED at Montpelier, Vermont this 14th day of January, 2009.

STATE OF VERMONT
SECRETARY OF STATE

By: 

Edward G. Adrian
State Prosecuting Attorney

nu.mayer.soc

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107