

Randolph

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

IN RE:)
PAMELA OVERSTROM) Docket No. 2011-397
License No. 026.0010802)

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney Gabriel M. Gilman, and the respondent, Pamela Overstrom, RN, and 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 a 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. Pamela Overstrom ("Respondent") of Randolph, Vermont is licensed by the State of Vermont as a Registered Nurse under license number 026.0010802. This license first issued on or about November 18, 1974; it expires on or about March 31, 2013.
3. On or about April 1, 2011, Respondent's license lapsed for failure to renew.
4. Between April 1, 2011 and June 17, 2011, Respondent practiced as a Registered Nurse at Gifford Medical Center, Randolph, Vermont, while she was not appropriately licensed to do so.
5. On or about June 17, 2011, Respondent discovered her Notice to Renew among other paperwork. Respondent immediately acted to come into compliance with licensing requirements, including by mailing her renewal forms and related payments the same day.

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Noncompliance with Administrative Duties

6. By committing the act(s) and/or omission(s) described above, Respondent has violated 26 V.S.A. § 1584(a)(3) ("It shall be violation of this chapter for any person, including any corporation, association, or individual, to ... [p]ractice nursing unless duly registered and currently licensed to do so under the provisions of this chapter.").

Understandings

7. Respondent understands that the Nursing Board must review and accept the terms of this Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
8. 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.
9. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
10. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
11. 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.
12. 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.
13. 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. Whereas the above-described violation relates only to a single instance of noncompliance, by omission, with administrative duties, the Board of Nursing does NOT make a finding of unprofessional conduct, but rather imposes a **MONETARY CIVIL PENALTY IN THE AMOUNT OF TWO-HUNDRED-FIFTY DOLLARS (\$250)**. This penalty is to be paid by Respondent within ninety (90) 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.

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

AGREED TO:

STATE OF VERMONT
SECRETARY OF STATE

Dated: Dec 12, 2011

By: [Signature]
Gabriel M. Gilman
State Prosecuting Attorney

PAMELA OVERSTROM
RESPONDENT

Dated: 12-30-11

By: Pamela Overstrom RN
Pamela Overstrom, RN

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 1-9-12

By: [Signature]
Chairperson

Date of Entry: 1/9/12

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