

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

IN RE:
DEBORAH A. STANDAFER
License No. 026.0073422

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Docket No. 2013-362

STIPULATION AND CONSENT ORDER

NOW COME the State of Vermont, by State Prosecuting Attorney Gabriel M. Gilman, and the respondent in this matter, Deborah A. Standafer, who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing ("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. Deborah A. Standafer ("Respondent") of Mason, Ohio, is licensed by the Board as a registered nurse under license number 026.0073422. Respondent originally was licensed under the surname Lindberg. The license is set to expire on March 31, 2015.
3. On October 11, 2011, Respondent was convicted in New Hampshire of "Driving Under the Influence of Drugs or Liquor" and "Driv[ing a] Motor Vehicle on a way known as Rt 4-A in the Town of Enfield while having in the motor vehicle a controlled drug." Both offenses are criminal misdemeanors.
4. On or about February 12, 2013, Respondent submitted to the Board an online license renewal application. Among the Mandatory Credential and Fitness Questions on the application is a question numbered 19, reading:

Have you been convicted of a crime other than a minor traffic violation? (Note: Driving While Intoxicated and Driving Under the Influence are not "minor" traffic violations)

5. In response to the above question, Respondent entered "No." That answer was false.

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Prosecuting Attorney
Office of
Professional Regulation
89 Main Street
3rd Floor
Montpelier, VT
05620-3402

6. At the conclusion of the application, Respondent approved the following certification:

I certify, under the pains and penalties of perjury, that all information I have provided in this application is true and accurate. I understand that furnishing false information may constitute unprofessional conduct and result in the denial of my application or further disciplinary action. The maximum penalty for perjury is fifteen years in prison and/or a \$10,000 fine. (13 V.S.A. § 2901).

7. In light of the nature of the undisclosed convictions, the State requested, and Respondent obtained, an independent evaluation of fitness to practice. The evaluator opined, "The incident in 2011 appears to be an error in judgment and an isolated occurrence ... There appears to be no concerning Drug or Alcohol use at this point ... Nothing from this assessment would lead me to believe that Ms. Standafer poses a risk to the safety, health, and welfare of her patients."

Basis for Discipline

8. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because Respondent has committed unprofessional conduct in violation of 26 V.S.A. § 1582(a)(1) (Has made or caused to be made a false, fraudulent, or forged statement or representation in procuring or attempting to procure registration or renew a license to practice nursing. Pursuant to ARBN 11.2(a), a false, fraudulent or forged statement or representation includes attempting to procure a license to practice nursing by misrepresenting facts on any application for licensure.).

Understandings

9. Respondent understands that the 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.
10. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced Respondent's right to a fair and impartial hearing if this agreement is not accepted by the Board and proceeds to a hearing before the same panel.
11. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
12. Respondent is not under the influence of any drugs or alcohol at the signing of this Stipulation and Consent Order.

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Prosecuting Attorney
Office of
Professional Regulation
88 Main Street
Montpelier, VT
05602-3402
Montpelier, VT
802-255-3300

13. 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.
14. Respondent voluntarily waives Respondent's right to a contested hearing before the Board of Nursing and waives any right to appeal from this Stipulation and Consent Order.
15. Respondent agrees that the Consent Order set forth below may be entered by the Board.

CONSENT ORDER

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

- A. Respondent's license is hereby **WARNED**.
- B. An **ADMINISTRATIVE PENALTY OF FOUR-HUNDRED-DOLLARS (\$400)** is assessed against Respondent, to be paid within ninety days of the date of entry of this Order.
- 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:

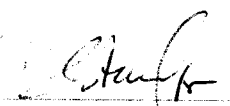
STATE OF VERMONT
SECRETARY OF STATE

Dated: 6/25/2014

By: 
Gabriel M. Gilman
State Prosecuting Attorney

DEBORAH A. STANDAER
RESPONDENT

Dated: 6-14-2014

By: 
Deborah A. Standaer

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
89 Main Street
Montpelier, VT
05602-1002
Montpelier, VT
855-330-3403

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 7/14/14

By: Jeanine Carr
Chairperson

Date of Entry: 7/14/14

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Prosecuting Attorney
Office of
Professional Regulation
89 Main Street
Montpelier, VT
05602-3400