

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

IN RE:)
JILL M. WILLAIMS)
License No. 026-0023343)

Docket No: NU27-1000

SUMMARY SUSPENSION STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, through Attorney General William H. Sorrell,
and Respondent, Jill M. Williams who stipulate and agree as follows:

Board Authority

1. The Board of Nursing has jurisdiction to investigate complaints of unprofessional conduct and approve consent orders pursuant to 3 V.S.A. §129, and 26 V.S.A. §§1574, 1582.
2. The Vermont State Board of Nursing ["the Board"] has authority to summarily suspend licenses in cases requiring emergency action. 3 V.S.A. §129(a)(5).
3. The Board may order summary suspension, pending proceedings for revocation or other action, if the Board finds that public health, safety, or welfare imperatively requires emergency action, and if the Board incorporates a finding to that effect in its order. 3 V.S.A. §814(c).
4. The use of drugs, narcotics, chemicals or any other type of materials constitute a reason that a nurse is unable to practice nursing competently and is a basis on which the Board can impose disciplinary action, including a summary suspension. Board of Nursing Administrative Rules ["BNAR"] Chapter 4, Rule IV (B)(3); 26

V.S.A. §1582(a)(3).

5. Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession is a basis on which the Board can impose disciplinary action, including a summary suspension. 3 V.S.A. §129a(a)(3).

Facts

6. The Respondent (whose address is listed in the database of the Office of Professional Regulation 305 County Street, Bennington, Vermont, 05201) is a Registered Nurse under License Number 026 – 0023343.
7. Respondent's license has a current expiration date of March 31, 2001.
8. At all times relevant to these charges, the Respondent was employed through Professional Nurses, Inc. in Bennington, Vermont.
9. Respondent admits that on or about October 27, 2000, the Respondent was confronted by the Nurse manager from Professional Nurses, Inc. and the Respondent admitted that she was addicted to prescription narcotics.
10. Respondent admits that subsequent to October 27, 2000, upon information and belief, the Respondent entered into counseling for her addiction at United Counseling Services of Bennington County.
11. Respondent admits that Respondent is presently on medical leave for her addiction.
12. Respondent admits that Respondent is, due to her use of drugs or narcotics, unable to practice nursing competently.

Understandings

13. Respondent does not wish to contest the charges filed in this summary suspension hearing and hereby admits thereto. Respondent desires a hearing on the final disposition of these charges in light of that plea.
14. 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.
15. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
16. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
17. 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.
18. Respondent voluntarily waives her right to a contested hearing before the Board of Nursing on the merits of the Request for Summary Suspension. She reserves her right to a contested hearing on the final disposition of this matter.
19. Respondent agrees that the Board may enter the order set forth below.

ORDER

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

A. The Board hereby finds that Respondent has committed unprofessional conduct:

(1) in violation of:

(a) the Board of Nursing Administrative Rules ["BNAR"] Chapter 4, Rule IV

(B)(3) and 26 V.S.A. §1582(a)(3). The hearing on disposition shall be

scheduled within a reasonable time; and

(b) 3 V.S.A. §129a(a)(3)

and

(2) that public health, safety, or welfare imperatively requires emergency action.

3 V.S.A. §814(c).

B. 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)(8).

C. 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: _____

by:


George C. Haegle IV
Assistant Attorney General

RESPONDENT
JILL M. WILLIAMS

Dated: 12-8-00

by:


Jill M. Williams

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 12/11/00

by:


Chairperson

Date of entry: 12-13-00