STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS

DEPARTMENT OF HEALTH
HEALTH SERVICES REGULATION
BOARD OF NURSE REGISTRATION
AND NURSING EDUCATION

vs.

AMY O'NEIL, RN (RN33873)

CONSENT ORDER

This matter is before the Board of Nurse Registration and Nursing Education (hereinafter "Board") that Respondent voluntarily surrendered her license on May 22, 2002 for diversion of narcotic medication and has since entered counseling and treatment for substance abuse. Respondent's current employer and treatment provider have sent letters of support for Respondent's reinstatement of her license on certain terms and restrictions. After consideration by the Investigating Committee of the Board, it was agreed by and between the parties:

1. Respondent is a registered nurse and able to conduct business under and by virtue of the laws of the State of Rhode Island
2. Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.
3. Respondent has read this Consent Order and understands that it is a proposal of the Board and is subject to final ratification by the Board. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Board.
4. Respondent hereby acknowledges and waives:
    a) The right to appear personally or by counsel or both before the Board;
    b) The right to produce witnesses and evidence in his behalf at a hearing;

c) The right to cross-examine witnesses;

d) The right to have subpoenas issued by the Board;

e) The right to further procedural steps except for those specifically contained herein;

f) Any and all rights of appeal of this Consent Order;

g) Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;

h) Any objection to the fact that it will be necessary for the board to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;

i) Any objection to the fact that the Board reviewing this Consent Order may be the same as the Hearing Committee presiding over this matter should it later be brought to an administrative proceeding;

j) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Board.

5. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and accepted by the Board and Respondent's license shall reflect that the status is probationary.

6. Acceptance by the Respondent and approval by the Board of this Consent Order constitutes an admission of the facts contained herein.

7. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.

8. That the Respondent shall serve at least a three (3) year period of probation subject to the terms and conditions set forth in this order.

9. That said probationary period shall commence upon the date of the execution of this Consent Order by all the parties and will abate for the duration of any period in which Respondent ceases to be employed as a nurse. Upon employment as a registered nurse Respondent shall notify the Board as to the name and address of the employer and the date employment commenced.

10. That, during the period of probation, Respondent shall submit to the Board evaluations from the employer at three (3) month intervals relating to Respondent's conduct and performance; that it shall be the responsibility of Respondent to have the employer submit said reports.

11. That during the period of probation Respondent shall notify the Board forthwith of any changes in employment, including the name and address of the new employer(s) and the reason for said change.

12. That during the period of probation, Respondent shall not work in a staffing agency and/or pool or in a home health environment. That Respondent shall work under the supervision of a registered nurse or physician at all times, shall never work alone, and not work more than 40 hours per work.

13. The Respondent agrees that she will continue in individual counseling for drug and/or alcohol abuse by the Board approved health care provider, participate in weekly group therapy and submit to random drug and alcohol testing. Respondent must also attend AA and NA meetings.

14. Respondent waives confidentiality of treatment and will direct the healthcare professional rendering treatment to release any progress reports to the Board including, but not limited to, quarterly progress reports and monthly and random urine and drug screening reports for the duration of the Respondent's treatment program.

15. That Respondent shall give a copy of this Consent Order to the healthcare professional which is hereby directed by the Respondent to notify the Board of any breach or termination by the Respondent of her treatment.

16. That should Respondent comply with the laws and regulations governing the practice of nursing during the period of probation and comply with the requirements of this Consent Order, Respondent may apply to the Board for an unrestricted license to practice as a registered nurse.

17. That should Respondent fail to comply with the laws and regulations governing the practice of nursing and/or fail to comply with the terms of this Order, the license as a registered nurse shall be subject to suspension or other appropriate disciplinary action.

Amy O'Neil, RN

President, Board of Nurse Registration and Nursing Education

Ratified as an order of the Board of Nurse Registration and Nursing Education at a meeting held on this 13th day of December 2010.