

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 692045
ISSUED TO
APRIL NICOLE QUINTANA

§
§
§
§
§

BEFORE THE TEXAS BOARD OF NURSING
ELIGIBILITY AND
DISCIPLINARY COMMITTEE



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
April Nicole Quintana
Executive Director of the Board

ORDER OF THE BOARD

TO: April Nicole Quintana
2019 Flagstone Drive #1418
Madison, Al 35758

During open meeting held in Austin, Texas, on September 11, 2012, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by

reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Registered Nurse License Number 692045, previously issued to APRIL NICOLE QUINTANA, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 11th day of September, 2012.

TEXAS BOARD OF NURSING

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed June 22, 2012.

Re: Permanent Registered Nurse License Number 692045
Issued to APRIL NICOLE QUINTANA
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of September, 2012, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

April Nicole Quintana
2019 Flagstone Drive #1418
Madison, AL 35758

cc April Nicole Quintana
240 Martin Road SW, Apt 2507
Huntsville, Alabama 35824-1632

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Permanent License § BEFORE THE TEXAS
Number 692045, Issued to §
APRIL NICOLE QUINTANA, Respondent § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, APRIL NICOLE QUINTANA, is a Registered Nurse holding license number 692045, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about September 18, 2009, Respondent received a Consent Order issued by the Alabama Board of Nursing wherein Respondent's license to practice professional nursing in the State of Alabama was Suspended until such time as the Board is in receipt of documentation of completion of required evaluations and treatment programs after being diagnosed with alcohol dependence, sedative/hypnotic abuse, and major depressive disorder. A copy of the Consent Order issued by the Alabama Board of Nursing dated September 18, 2009, including Findings of Fact and Conclusions of Law, is attached and incorporated as a part of this charge.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

CHARGE II.

On or about October 1, 2010, Respondent received a Revocation of License from the Alabama Board of Nursing wherein Respondent's license to practice professional nursing in the State of Alabama was Revoked for failure to comply with Consent Order issued by the Alabama Board of Nursing dated September 18, 2009. A copy of the Revocation of License issued by the Alabama Board of Nursing dated October 1, 2010, is attached and incorporated as a part of this charge.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

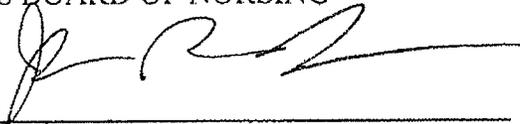
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Orders which are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Consent Order issued by the Alabama Board of Nursing dated September 18, 2009 and Revocation of License issued by the Alabama Board of Nursing dated October 1, 2010.

Filed this 22 day of June, 2012.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924

John R. Griffith, Assistant General Counsel
State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269

John F. Legris, Assistant General Counsel
State Bar No. 00785533

TEXAS BOARD OF NURSING
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6811
F: (512) 305-8101 or (512)305-7401

Attachments: Consent Order issued by the Alabama Board of Nursing dated September 18, 2009 and Revocation of License issued by the Alabama Board of Nursing dated October 1, 2010.

D/2012.05.11



ALABAMA BOARD OF NURSING

RSA Plaza, Ste 250
770 Washington Ave
Montgomery, AL 36104

Mailing Address:
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Montgomery, AL 36130-3900

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N. Genell Lee, MSN, RN, JD
Executive Officer
www.abn.alabama.gov

BEFORE THE ALABAMA BOARD OF NURSING

STATE OF ALABAMA)

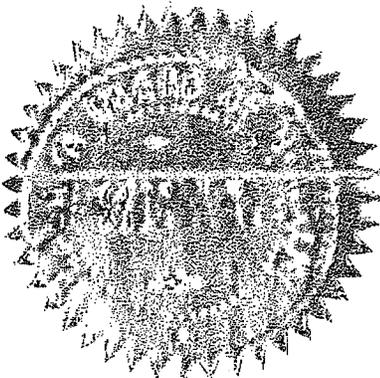
MONTGOMERY COUNTY)

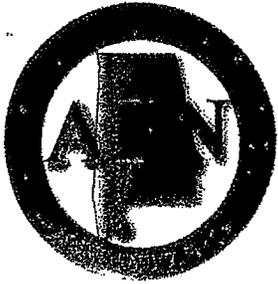
I, N. GENELL LEE, RN, MSN, JD, Executive Officer of the Alabama Board of Nursing, do hereby certify that I am the legal Custodian of Records for the Alabama Board of Nursing and that the attached document in reference to **APRIL NICOLE QUINTANA** as it appears of record and on file in my office at Suite 250, RSA Plaza, 770 Washington Avenue in the City of Montgomery, County of Montgomery, State of Alabama, that the laws of the State require said records be kept and that the same are true and correct copies of said originals.

WITNESS my hand and seal of the Alabama Board of Nursing on this 7th day of October 2010.

ALABAMA BOARD OF NURSING

N. GENELL LEE, RN, MSN, JD
EXECUTIVE OFFICER





ALABAMA BOARD OF NURSING

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N. Genell Lee, MSN, RN, JD
Executive Officer
www.abn.alabama.gov

October 1, 2010

APRIL NICOLE QUINTANA
7900 OLD MADISON PIKE APT 6007
MADISON AL 35758-2413

IN REPLY PLEASE REFER TO:

REVOCAION OF LICENSE
License Number: 1-095518

Dear Ms. Quintana:

Our records reflect that on September 18, 2009, the Alabama Board of Nursing accepted a Consent Order which suspended your RN license until such time as you documented that you had completed a treatment program and were involved in a recovery program. Your Order provided that this period of suspension could not extend longer than twelve months.

This period has now elapsed and your license status has been changed from suspended to revoked. Should you desire to be reinstated in the future, you must meet the reinstatement criteria for re-licensure. This criteria may include, among other things successful completion of treatment and twelve months of clean and random urine drug screens. You must wait at least one year from the effective date of your revocation before applying for reinstatement.

We encourage you to seek treatment if you have not done so. Such can only be of a benefit to you regardless of whether you intend to practice nursing.

Sincerely,

Special Investigator
Probation/Monitoring

DMP:vm

BEFORE THE ALABAMA BOARD OF NURSING

IN THE MATTER OF:)

APRIL NICOLE CHANEY QUINTANA)

LICENSE NO. 1-095518)

Respondent.)

ABN CASE NO. 2009-0996

CONSENT ORDER

The Alabama Board of Nursing, hereinafter referred to as Board, having evidence that APRIL NICOLE CHANEY QUINTANA, hereinafter referred to as Respondent, is in violation of the Code of Alabama 1975, § 34-21-25, and the Alabama Board of Nursing Administrative Code, § 610-X-8; and Respondent, desiring to avoid the necessity of a formal hearing, do hereby enter into this Consent Order in lieu of proceeding with further disciplinary action. Respondent understands the right to a formal hearing in this matter and hereby knowingly waives such right. Respondent further understands and agrees that this is a non-appealable Order.

FINDINGS OF FACT

I.

On June 5, 2001, Respondent was issued a temporary permit to practice as a Nursing Graduate-RN Program (NG-RNP) by the Alabama Board of Nursing. Said permit expired on August 10, 2001.

On August 10, 2001, Respondent was licensed by the Alabama Board of Nursing as a Registered Nurse (RN) and was so licensed at all times relevant to matters stated herein. Respondent is currently licensed through December 31, 2010.

II.

On May 16, 2008, the Alabama Board of Nursing issued to Respondent an Order for a Public Reprimand and Fine (\$1,000). Said discipline was based on Respondent's submission

of a personal check dated October 16, 2007, to the Board of Nursing that was dishonored due to insufficient funds.

III.

On June 3, 2009, Respondent was admitted to Bradford Health Services, Warrior, Alabama, a Board-approved facility, for an evaluation of alcohol abuse. Respondent was diagnosed with alcohol dependence, sedative/hypnotic abuse and major depressive disorder. Various recommendations were made including ten (10) weeks of residential treatment, individual counseling and other training.

Respondent was discharged from Bradford on July 1, 2009, and is currently awaiting placement at St. Anne's, a residential treatment program in Birmingham, Alabama.

CONCLUSIONS OF LAW

1. Respondent's conduct as described in Paragraph III of the Findings of Fact demonstrates that she may be unfit or incompetent due to the use of alcohol or is unable to practice nursing with reasonable skill and safety to patients by reason of inebriation or excessive use of alcohol in violation of the Code of Alabama 1975, § 34-21-25(b)(1)(d) and (e), and the Alabama Board of Nursing Administrative Code, § 610-X-8-.03(4)(d) and (h).
2. The conduct stated above constitutes sufficient grounds for the imposition of sanctions against Respondent's license to practice as a Registered Nurse in the State of Alabama pursuant to the Code of Alabama 1975, § 34-21-25, and the Alabama Board of Nursing Administrative Code, § 610-X-8-.03.

ORDER

Respondent's Alabama Registered Nurse License, No. 1-095518, is hereby **SUSPENDED** until such time as the Board is in receipt of documentation of: (a) completion of required evaluations in accordance with Stipulation Number 4 below; (b) successful completion of the initial phase of an approved treatment program as specified in Stipulation Number 6 below, if treatment is recommended; (c) participation in an aftercare program as specified in Stipulation

Number 7 below, if treatment is recommended; (d) negative random monthly drug screens as specified in Stipulation Number 15 below; (e) active participation in Twelve Step Programs as specified in Stipulation Number 9 below, if recommended; (f) accrual of requisite continuing education contact hours; and, (g) payment of appropriate fees. Should Respondent be deemed in need of treatment and upon documented completion of the above terms, Respondent's license will be reinstated on PROBATION for sixty (60) months pursuant to the following terms and conditions. If not deemed to be in need of treatment, Respondent's license will be placed on probation for twenty four (24) months pursuant to the terms and conditions in this Order. In no event will this period of suspension extend longer than TWELVE (12) MONTHS past the effective date of this Order. Should such occur, Respondent's licensure status will be considered as and listed as revoked.

1. Return of Wallet ID Card

Respondent's wallet ID card shall be immediately returned to the Alabama Board of Nursing office. Upon reinstatement, Respondent will be issued a wallet ID card which indicates probationary status.

2. Fine

Respondent shall pay a fine in the amount of \$1,000 if treatment is recommended or \$600 if treatment is not recommended. This fine must be paid within thirty (30) days of the effective date of Respondent's reinstatement. Respondent understands that failure to pay the fine is cause for additional disciplinary action by the Board of Nursing.

3. Education – Completion of Course
(If not deemed in need of chemical dependency treatment)

Respondent shall satisfactorily complete a Board-approved course/program on chemical dependency and provide documentation of completion to the Board. This course must be satisfactorily completed within three (3) months of the effective date of Respondent's reinstatement.

4. Evaluations (initial completed)

Respondent must submit the results of required comprehensive evaluations for chemical dependency, physical and mental illness from a Board-recognized treatment provider with Board consultation with the evaluating professional prior to making the assessment. Respondent must abide by any requests and recommendations from the providers that may include inpatient evaluation, outpatient evaluation, partial hospitalization evaluation and psychological testing.

Respondent is also required to undergo subsequent evaluations by a recognized provider with a healthcare professionals tract should such be requested by the Board following a relapse or for other cause. Respondent must follow all treatment recommendations from the provider including inpatient treatment, outpatient treatment, halfway house, residential long-term treatment, counseling, etc.

If not eligible for early release, the Respondent shall return to the original treatment provider(s) or other Board-approved provider for required comprehensive evaluations and a determination of readiness to practice without supervision and/or monitoring. Said evaluations must be performed within the ninety (90) day period immediately prior to the scheduled termination of this Order. Based upon the evaluations, the Board may extend the period of this Order and require additional treatment, counseling, etc.

5. Duration of Order

The duration of this Order is for a period of sixty (60) months unless extended pursuant to Stipulation Number 4 above. Respondent may apply for early release after thirty-six (36) months of satisfactory compliance with all the stipulations of this Order. If Respondent applies for early release, a comprehensive chemical dependency, physical and mental evaluation from a treatment provider with a healthcare professionals tract which supports early release shall be submitted to the Board. Said evaluation must be performed within the ninety (90) day period immediately prior to submission of the application for early release. The duration of this Order is

for a period of twenty four (24) months if deemed not in need of chemical dependency treatment. These time periods are subject to Stipulation Number 25 below.

6. Treatment Program (If chemical dependency treatment recommended)

The program must be a Board-recognized chemical dependency treatment program. Respondent shall cause the director of the treatment program to submit to the Board proof of Respondent's entry into a primary intensive alcohol/drug treatment program in accordance with the recommendations made during the evaluation process which may include inpatient treatment, outpatient treatment, halfway house, residential long-term treatment and/or a combination thereof. Respondent shall also cause the program director to provide the Board with documentation concerning Respondent's successful completion of the program, readiness to return to the safe practice of nursing and recommendations and arrangements for appropriate follow-up.

7. Aftercare Program (If chemical dependency treatment recommended)

Unless otherwise recommended by the treatment provider and approved by the Board, the Respondent, within one (1) week of the completion of the initial phase of the treatment program, shall enter a Board-acceptable chemical dependency aftercare program with said program to meet on a weekly basis and to extend for a minimum of one (1) year. Respondent shall also cause the program to submit to the Board, in writing, and on the Board-approved form, documentation of the Respondent's attendance, participation and progress in the program. Such reports are due quarterly, according to schedule, for the duration of the probationary period or until successful completion of the aftercare program. In the event the Respondent is discharged from the aftercare program for noncompliance, the Respondent and the program are to immediately notify the Board, in writing, of such occurrence. This is required regardless of whether Respondent is employed in nursing.

8. Individual/Group Counseling (If recommended by chemical dependency evaluation)

Respondent shall participate regularly in a Board-acceptable counseling program contingent upon the recommendations of the original treatment program. Respondent shall

continue in counseling for as long as deemed necessary by the counselor/therapist. This stipulation is in addition to meeting the stipulation requiring aftercare participation. Respondent shall have the counselor/therapist notify the Board when continued counseling is no longer indicated and Respondent is discharged or when there is a failure to complete or comply with the course of therapy. Respondent shall also cause the program to submit to the Board, in writing and on the Board-approved form, evidence of satisfactory participation and progress in counseling. Such reports are due quarterly, according to schedule, as long as indicated during the period of this Order. This is required regardless of whether Respondent is employed in nursing.

9. Twelve Step Meetings (If recommended by chemical dependency evaluation)

Respondent shall attend and participate in a minimum of three (3) Twelve Step meetings per week for the duration of this Order. The Respondent shall submit meeting attendance verification sheets monthly, according to schedule, on the Board-approved form, for the duration of the Order period. It is required that Respondent have a sponsor during the period of this Order. If there is a sponsor, the Board should be provided sufficient information as how to contact this individual. This is required regardless of whether Respondent is employed in nursing.

10. Self-Report

Respondent shall submit a written status report to the Board on a Board-approved form. This is to be submitted on a monthly basis, according to schedule, and must contain a self-assessment of current status. This report is required regardless of whether Respondent is employed in nursing.

11. Primary Physician – Drug Use Exception

The Respondent will have only one primary physician/group during the period of this Order. The primary physician must refer to any other physician, except in a documented emergency. All mood-altering medications or medications containing a mood-altering substance must be prescribed to Respondent by this primary physician for a bona fide medical condition, or if

prescribed by the referred physician, must be immediately reported in writing by the Respondent to the primary physician with a copy to the Board. Respondent must notify the Board of the name, address, and telephone number of the primary physician within ten (10) days of the effective date of this Order and within ten (10) days in the case of a new physician. Respondent shall cause any and all prescriptions to be verified to the Board by the prescribing practitioner on a Board-provided form at the time of the issuance of a prescription and must also provide verification of all medications prescribed prior to the Respondent's Board Order. No prescription over twelve (12) months old should be taken without an updated prescription verification. The Board or its designee may, at any time, request the practitioner to document the continued need for prescribed medications. Respondent shall keep a written record of medications taken, including over-the-counter drugs, and produce such record upon request by the Board. This is required regardless of whether Respondent is employed in nursing.

12. Dentist – Drug Use Exception

The Respondent will have only one dentist during the period of this Order. The primary dentist must refer to any other dentist or dental specialist, except in a documented emergency. All mood-altering medications or medications containing a mood-altering substance must be prescribed to Respondent by this primary dentist for a bona fide dental condition, or if prescribed by a referred dentist, must be immediately reported in writing by the Respondent to the primary dentist with a copy to the Board. Respondent must notify the Board of the name, address, and telephone number of the primary dentist within ten (10) days of the effective date of this Order. Respondent shall cause any and all prescriptions to be verified to the Board by the prescribing dentist on a Board-provided form at the time of the issuance of a prescription and must also provide verification of all medications prescribed prior to the Respondent's Board Order. No prescription over twelve (12) months old should be taken without an updated prescription verification. The Board or its designee may, at any time, request the practitioner to document the continued need for prescribed medications. Respondent shall keep a written record of

medications taken, including over-the-counter drugs, and produce such record upon request by the Board. This is required regardless of whether Respondent is employed in nursing.

13. Abstain from Alcohol Use

Respondent shall abstain completely from the use of any substance containing alcohol.

14. Abstain from Drug Use

Respondent shall abstain completely from the non-prescribed use or possession of controlled substances as defined in the Alabama Uniform Controlled Substances Act, illegal drugs as defined by law, mood-altering substances, or any drugs requiring a prescription (legend) except as provided for in this Order.

15. Drug Screening

Respondent shall participate as directed in a Board-acceptable program for random drug testing. The drug screen will be a Board-approved drug screen and may include additional chemicals as designated by the Board or its designee. A minimum of one (1) random testing per month shall be done and may be required more frequently as requested by the Board or its designee. Further, the Board or its designee may at anytime require the Respondent to undergo additional drug screening of a type specified by the Board, including hair tests of a minimum of one time per year, to ensure that the Respondent is free of chemical substances. Refusal to provide a specimen suitable for testing within the requested time frame constitutes a violation of this Order and grounds for disciplinary action. Respondent waives any argument as to chain-of-custody of the sample or validity/accuracy of its testing regarding any positive screen received by the Board from an approved testing facility. The report of a positive drug screen which is not a result of documented, prescribed medications as provided for herein shall be considered a violation of this Order. This is required regardless of whether Respondent is employed in nursing.

16. Employment - Monitoring

Respondent shall practice only under the on-site monitoring of a Board-approved licensed health professional in good standing with their professional regulatory body. The employment monitor is not required to be on the same unit or ward as Respondent but should be on site and readily available to provide assistance and intervention in the event the Respondent appears impaired or otherwise unable to safely practice. The Respondent shall work only regularly assigned, identified, and predetermined units. The on-site monitor shall be primarily one (1) person. The Respondent shall not be self-employed or contract for services.

17. Employment-Increased Autonomy

Following two (2) years of satisfactory compliance with stipulations, Respondent may request to work areas which have limited supervision. If such is granted, said employment will be with specified conditions as set forth by the Board. In no event may Respondent engage in unsupervised practice without prior written authorization from the Board or its designee.

18. Restricted Employment

Respondent shall not work for a nursing registry, traveling nurse agency, nursing float pool, hospice, home health agency, or temporary employment agency.

19. Employment - Supervision Restriction

Respondent shall not be employed as a supervising nurse.

20. Employment - Access to Drugs (if treatment recommended)

Respondent shall not administer or have access to controlled substance medications for a minimum of six (6) months of employment, and shall not have access to or administer controlled substance medications until written permission is received from the Board stating this stipulation no longer applies. Respondent shall work in nursing a minimum of six (6) months without this restriction prior to completing the Order.

21. Employment - Hours of Practice

Respondent shall not work more than eighty (80) hours in a two (2) week period without prior written authorization from the Board or its designee.

22. Employment - Notification

Respondent shall provide all health care employers, collaborative and covering physicians (if CRNP/CNM) and schools of nursing with a copy of this Order and cause each to acknowledge to the Board that a copy of this Order has been provided to them. Said notification shall be received by the Board no later than ten (10) days after the effective date of this Order or within ten (10) days of Respondent's employment or advanced practice approval or entry into school and must be on the Board-provided form.

23. Employment - Change in Status

Respondent shall not accept or change employment without prior written notification to the Board. Said notification must include the name and number of the person who will be Respondent's supervisor.

24. Employment - Evaluation of Performance

Respondent shall cause the employer to provide to the Board, on a Board-approved form, a written evaluation of Respondent's nursing performance. Such reports are due quarterly, according to schedule. The receipt of an unfavorable report may be considered to be a violation of this Order. If Respondent is not employed as a nurse, Respondent is required to inform the Board of employment status in the monthly self-report.

25. Not Employed in Nursing

In order to complete the terms of this Order, the Respondent must have been employed as a practicing nurse for a minimum period of eighteen (18) months if chemical dependency treatment is recommended. If treatment is not recommended, Respondent must be employed as a practicing nurse for a minimum of twelve (12) months. During periods of

employment in fields other than nursing, Respondent is not relieved from compliance with all other terms and conditions of this Order.

26. Alabama Licensure Status

Respondent must maintain a current license at all times during the period of probation. If for any reason Respondent allows the nursing license to lapse/expire, such may be cause for disciplinary action.

27. Notification of Board

If Respondent is arrested by any law enforcement agency or is admitted as a patient to any institution in this state or elsewhere for treatment regarding the abuse of or dependence on any chemical substance, or for treatment for any emotional or psychological disorder, Respondent shall cause the Board to be notified immediately. Respondent also shall immediately report to the Board any relapse as well as any disciplinary action issued by an employer. Should Respondent test positive on any drug screen conducted by an employer, an employee assistance program, court referral program or other entity, the Respondent shall immediately report such to the Board.

28. Change of Address

Respondent shall immediately notify the Board, in writing, of any change of address.

29. Relocation

The Respondent must notify the Board of pending relocation outside the State of Alabama. If Respondent plans to relocate to another state, Respondent must inform that state's board of nursing as to licensure status and may request the Alabama Board to transfer monitoring to the other state. If monitored by another state, Respondent must successfully complete all requirements of the Board Order of the other jurisdiction in order to fulfill the terms of this Order. Respondent must submit to the Alabama Board a copy of the Order from the other state and official notification of successful completion or unsuccessful termination thereof. The Board retains the right to withdraw approval for out-of-state monitoring if circumstances indicate that such is appropriate.

30. Personal Interview

Respondent shall appear in person for interviews at the request of the Board or Board designee.

31. Obey the Laws

Respondent shall refrain from violation of any federal, state or local law or rule or Order of the Board. A conviction on any criminal charge pending at the time of the signing of this Order may result in further disciplinary action. Any arrest subsequent to the signing of this Order may result in further disciplinary action.

32. Release of Records and Information

Respondent hereby authorizes the Board of Nursing to submit information and all records necessary to ensure compliance with the stipulations of this Order and public safety. This includes communication with Respondent's employer (existing and prospective) and members of Respondent's treatment team regarding noncompliance and/or possible relapse. Respondent also agrees to execute all appropriate release of information forms so as to allow all treatment providers, healthcare providers, employers and all other necessary persons to inform the Board, in writing, of Respondent's status and progress.

33. Violation

Any deviation from the requirements of this Order without the written consent of the Board shall constitute a violation of this Order and will be cause for disciplinary action.

34. Subsequent Practice Act Violation

Should supplemental cause for disciplinary action arise during the period of this Order such is cause for disciplinary action.

35. Fraudulent Acts During Period of Order

Submission of fraudulent documents or reports or misrepresentation of facts relating to the terms and conditions stated herein shall constitute a violation of this Order.

36. Termination of Order

This Order shall terminate only upon receipt of documents to satisfy all terms and conditions of this Order, including receipt of official court records documenting successful completion of court-ordered probation, pretrial diversionary-type program, drug court, etc., where applicable. This period of probation will not terminate until notification by the Board to Respondent in writing that all terms and conditions have been met and the probation has been completed.

37. Public Information

This Order is public information. All disciplinary actions of the Board will be reported to all required data banks.

38. Effective Date

The effective date of this Order shall be the documented date of service or attempted service by certified mail or personal service.

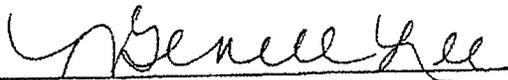
39. Final Order

This Order is subject to full Board consideration and acceptance before it shall be final.

EXECUTED on this the 10 day of July 2009.


APRIL NICOLE CHANEY QUINTANA

APPROVED AND ACCEPTED by the ALABAMA BOARD OF NURSING on this the 18th day of September 2009.


N. GENELL LEE, RN, MSN, JD
EXECUTIVE OFFICER
ALABAMA BOARD OF NURSING

ALABAMA BOARD OF NURSING
MONTGOMERY, ALABAMA

IN THE MATTER OF:)

N. GENELL LEE, RN, MSN, JD)
Executive Officer,)
Alabama Board of Nursing,)

Complainant,)

v.)

APRIL NICOLE QUINTANA)
License No. 1-095518,)
ABN Case No. 2008-0282)

Respondent.)

BOARD ORDER

FINDINGS OF FACT, CONCLUSIONS OF LAW AND
ORDER OF THE ALABAMA BOARD OF NURSING

THIS CAUSE having come before the Alabama Board of Nursing ("Board") against the above-named Respondent and the evidence having been taken on February 27, 2008, the Board hereby issues the following Order:

FINDINGS OF FACT

1. Ronald F. Lazenby, Chief Financial Officer with the Board, and Cathy Boden, RN, Nurse Consultant with the Legal Division, testified at the hearing regarding the circumstances surrounding the Complaint.

2. On June 5, 2001, the Board issued Respondent a Temporary Permit to practice as a Registered Nurse (RN). On August 10, 2001, Respondent was licensed by the Board as a RN by Examination. As a result of an October 16, 2007 application, Respondent's license was reinstated on

October 18, 2007, and is current through December 31, 2008.

3. Accompanying Respondent's October 16, 2007 application was a personal check dated October 16, 2007, in the amount of two hundred dollars (\$200.00) and bearing the signature of Respondent written on the account of April N. Quintana. Respondent's check was dishonored due to insufficient funds.

4. On November 1, 2007, the Board sent a letter by Certified Mail to Respondent notifying her that check had been dishonored and requesting payment of the dishonored check plus a bad check fee of thirty dollars (\$30.00). Said notice was sent by Certified Mail to Respondent. On December 6, 2007, the Certified Mail sent to Respondent's address of record was returned to the Board office unclaimed after two (2) delivery attempts.

5. Respondent testified that her family had recently moved back to Alabama from Virginia, where she had done travel nursing. In late 2007, Respondent was working away from her family in Memphis, Tennessee. She renewed her Alabama license when she became pregnant. She is currently employed at Huntsville Hospital as an Endoscopy RN. She testified that this was the first dishonored check she had since she was nineteen (19) years old and did not anticipate that the check would be dishonored. Respondent's husband is disabled, and she is the sole financial support for her family.

6. Respondent has paid the dishonored check and bad check charge imposed by the Board.

CONCLUSIONS OF LAW

7. That the Board has jurisdiction of the cause pursuant to Code of Alabama, (1975) § 34-21-25.

8. There were no objections related to notice, specificity or other jurisdictional or constitutional defects. Respondent was served by Deputy Sheriff on or about February 5, 2008. Respondent appeared and participated in the hearing.

9. Respondent's conduct constitutes grounds for disciplinary action for violation of Code of Alabama, (1975) §§ 34-21-8 and 34-21-25, and the Alabama Board of Nursing Administrative Code, §§ 610-X-4-14(5) and 610-X-8-.03(11).

ORDER

Respondent's Alabama Registered Nurse License, No. 1-095518, is hereby disciplined pursuant to the following terms and conditions.

1. Public Reprimand

Respondent is issued a PUBLIC REPRIMAND from the Board for the conduct stated herein.

2. Fine

Respondent shall pay a fine in the amount of \$1,000. This fine must be paid within thirty (30) days of the effective date of this Order. Respondent understands that failure to pay the fine is cause for additional disciplinary action by the Board of Nursing.

3. Employment - Notification

Respondent shall provide all health care employers, collaborative and covering physicians (if CRNP/CNM) and schools of nursing with a copy of this Order and cause each to acknowledge to the Board that a copy of this Order has been provided to them. Said notification shall be received by the Board no later than ten (10) days after the effective date of this Order or within ten (10) days of Respondent's employment or advanced practice approval or entry into school and must be on the Board-provided form.

4. Public Information

This Order is public information. All disciplinary actions of the Board will be reported to all required data banks.

5. Effective Date

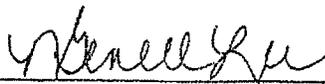
The effective date of this Order shall be the documented date of service or attempted service by certified mail or personal service.

6. Final Order

This Order is subject to full Board consideration and acceptance before it shall be final.

DONE and ORDERED this 16th day of May 2008.

ALABAMA BOARD OF NURSING



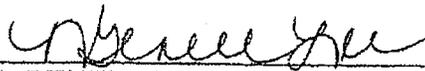
N. GENELL LEE, RN, MSN, JD
EXECUTIVE OFFICER

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 19th day of May 2008, a true and correct copy of the foregoing Order was served by forwarding the same by certified United States mail, first class postage prepaid, and addressed as follows:

April Nicole Quintana
7900 Old Madison Pike, Apt 6007
Madison, AL 35758-2413

ALABAMA BOARD OF NURSING



N. GENELL LEE, RN, MSN, JD
EXECUTIVE OFFICER

ADDRESS OF COUNSEL:

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Montgomery, Alabama 36104-3808
334-242-4060