

**STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
BUREAU OF REGULATORY SERVICES**

In re: Loreen Bottass, L.P.N.

Petition No. 971216-011-036

**CONSENT ORDER**

WHEREAS, Loreen Bottass, L.P.N. of Hudson, Florida (hereinafter "respondent") has been issued license number 011277 to practice as a licensed practical nurse by the Connecticut Department of Public Health (hereinafter "the Department") pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and,

WHEREAS, on or about September 12, 1997, the State of Florida Board of Nursing entered an Order (a true and complete copy of which is attached hereto marked as Attachment "A" and incorporated herein by this reference) (hereinafter "the Florida Order") imposing professional discipline against respondent's licensed practical nurse license based upon sufficient proof presented at a hearing that she blocked patient G.S.'s door with a bed thereby preventing patient G.S. from leaving the room for approximately one hour. Such discipline consisted of a one year stayed suspension with concurrent probation, quarterly self-reports regarding her employment status, self-reporting of probationary status to her employer(s) and future classroom instructor(s), quarterly employer reports, course-work in legal aspects of nursing and nursing ethics, and an administrative fine of two hundred and fifty dollars (\$250.00).

WHEREAS, the Department has received a copy of the Florida Order and has instituted an investigation based solely upon such Order; and,

WHEREAS, respondent hereby stipulates and agrees as follows:

1. Respondent admits the facts set forth in Attachment "A" which formed the basis for the Florida Order.
2. By her conduct as set forth above, respondent's license is subject to disciplinary action pursuant to §20-99(b) of the General Statutes of Connecticut by failing to conform to the accepted standards of the practice of nursing; and,
3. Respondent is not presently practicing nursing in Connecticut.

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations at a hearing in front of the Board of Examiners for Nursing (hereinafter "the Board").

Respondent further agrees that this Consent Order shall have the same effect as if ordered after a full hearing pursuant to §§19a-9, 19a-10, and 20-99(b) of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-17 and §20-99(a) of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives her right to a hearing on the merits of this matter.
2. Respondent shall comply with all federal and state statutes and regulations applicable to her profession.

3. In the event respondent fully complies with and completes the terms and conditions of the disciplinary action ordered by the State of Florida Board of Nursing, Order No. DOH-97-0211, before beginning practice in Connecticut respondent's license number 011277 to practice as a licensed practical nurse in Connecticut is hereby placed on probation for a period of three (3) months from the date she commences practicing in this State.
4. In the event respondent begins practice in Connecticut before she has fully complied with and/or completed the terms and conditions of the Florida Order, the term of respondent's probation in Connecticut shall be three (3) months, plus the uncompleted term of the Florida Order.
5. During the period of probation, respondent's license to practice as a licensed practical nurse in the State of Connecticut shall be subject to the following terms and conditions:
  - A. Respondent shall provide a copy of this Consent Order to all current and future employers for the duration of her probation.
  - B. Respondent shall not accept employment as a nurse for a personnel provider service, Assisted Living Services Agency, Homemaker - Home Health Aide Agency, or home health care agency, and shall not be self-employed as a nurse for the period of her probation.
  - C. Respondent shall be responsible for the provision of written reports directly to the Board and the Department from her nursing supervisor (i.e., Director of Nursing) quarterly for the period of her probation. Employer reports shall include documentation of respondent's ability to safely and competently practice nursing, and shall be issued to the Board and the Department at the address cited in paragraph 3H below.

- D. Respondent shall notify the Board and the Department in writing of any change of employment within fifteen (15) days of such change.
- E. Respondent shall notify the Board and the Department of any change in her home or business address within fifteen (15) days of such change.
- F. If respondent pursues further training in any subject area that is regulated by the Department, respondent shall provide a copy of this Consent Order to the educational institution or, if not an institution, to respondent's instructor. Such institution or instructor shall notify the Department of receipt of the Consent Order within fifteen (15) days of receipt.
- G. All reports required in paragraph 3C are due quarterly on the tenth business day of January, April, July, and October.
- H. All correspondence and reports shall be addressed to:

Jeffrey Kardys  
Department of Public Health  
Division of Health Systems Regulation  
410 Capitol Avenue, MS #12HSR  
P.O. Box 340308  
Hartford, CT 06134-0308

- 6. Any violation of the terms of this Consent Order without prior written approval by the Board shall constitute grounds for the Department to seek revocation of the respondent's nursing license following notice and an opportunity to be heard.

7. Any extension of time or grace period for reporting granted by the Board shall not be a waiver or preclude the Board's right to take action at a later time. The Board shall not be required to grant future extensions of time or grace periods.
8. Legal notice of any action shall be deemed sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
9. This Consent Order is effective on the first day of the month immediately following the month in which this Consent Order is approved and accepted by the Board.
10. Respondent understands this Consent Order is a matter of public record.
11. In the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of respondent's license before the Board.
12. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that respondent may have under the laws of the State of Connecticut or of the United States.
13. Respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. The Department and respondent understand that the Board has complete and final discretion as to whether an executed Consent Order is approved or accepted.
14. Respondent has had the opportunity to consult with an attorney prior to signing this document.

I, Loreen Bottass, L.P.N., have read the above Consent Order, and I agree to the terms set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Loreen Bottass  
Loreen Bottass, L.P.N.

Subscribed and sworn to before me this 27<sup>th</sup> day of August, 1998.



Eileen M. Heyne  
MY COMMISSION # CC751536 EXPIRES  
July 7, 2002  
BONDED THRU TROY FAIN INSURANCE, INC.

Eileen M. Heyne  
Notary Public or person authorized  
by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 10<sup>th</sup> day of September, 1998, it is hereby accepted.

Cynthia Denne  
Cynthia Denne, Director  
Division of Health Systems Regulation

The above Consent Order having been presented to the duly appointed agent of the Connecticut Board of Examiners for Nursing on the 16<sup>th</sup> day of September, 1998, it is hereby ordered and accepted.

BY: Nancy S. Bofur  
Connecticut Board of Examiners for Nursing