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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF)	SURRENDER
SHARON MORSE BISHOP)	STIPULATION AND ORDER
TO PRACTICE AS A)	
REGISTERED NURSE)	CASE NO. DOPL 2010- 238
IN THE STATE OF UTAH)	

SHARON MORSE BISHOP ("Respondent") and the **DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows:

1. Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action.
2. Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily.

3. Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter.

4. Respondent understands that Respondent is entitled to a hearing before the State of Utah's Board of Nursing ("the Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses. Respondent understands that by signing this document Respondent hereby waives the right to a hearing, the right to present evidence on Respondent's own behalf, the right to call witnesses, the right to confront adverse witnesses, and any other rights to which Respondent may be entitled in connection with said hearing. Respondent understands that by signing this document Respondent waives all rights to any administrative and judicial review as set forth in Utah Code Ann. §§ 63G-4-301 through 63G-4-405 and Utah Administrative Code R151-46b-12 through R151-46b-15. Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

5. Respondent waives any and all rights set forth in Utah Code Ann. § 58-1-404(14) regarding the right to an order show cause hearing. Respondent waives any and all rights set forth in Utah Code Ann. § 58-1-404(14)(c) which provides that Respondent's license shall be suspended, and the suspension stayed, in favor of the sanctions set forth below providing that Respondent's license shall be revoked and the revocation stayed, along with all other sanctions contained herein. Respondent further waives any and all rights set forth in Utah Code Ann. § 58-1-404(14)(h) providing Respondent with the right to a further formal adjudicative proceeding to

contest the lifting of the suspension of Respondent's license that Respondent waived in the prior sentence, in favor of the sanction set forth below providing that Respondent's license shall be revoked and the revocation stayed, along with all other sanctions contained herein. Respondent waives all other procedural and substantive rights contained in Utah Code Ann. § 58-1-404.

6. Respondent understands that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document. The Division may release this Stipulation and Order, and will release other information about this disciplinary action against Respondent's license, to other persons and entities.

7. Respondent admits the following facts are true:

- a. Respondent was first licensed to practice as a registered nurse in the State of Utah on or about September 27, 1976.
- b. On or about September 2, 2009 Respondent voluntarily entered into a Diversion Agreement with the Division and the Utah Recovery Assistance Program ("Diversion"). In the Diversion Agreement Respondent admitted that Respondent has a problem with drugs and/or alcohol.
- c. Respondent violated the terms and conditions of Respondent's Diversion Agreement because Respondent informed a Division employee that Respondent no longer intends to comply with the terms and conditions of her Diversion Agreement.
- d. Respondent continued to use alcohol on or about September 21, 2009; October 2, 2009; October 14, 2009; and October 22, 2009.
- e. Respondent desires to surrender Respondent's license to practice as a registered nurse in the State of Utah as well as all residual rights pertaining to said license. Respondent desires to terminate Respondent's participation in the Division's Utah Recovery Assistance Program and terminate Respondent's Diversion Agreement.

8. Respondent admits that Respondent's conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(a) and that said conduct justifies

disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a). Respondent hereby surrenders Respondent's license to practice as a registered nurse in the State of Utah along with all residual rights pertaining to said license. Respondent hereby agrees that Respondent's participation in the Utah Recovery Assistance Program and Respondent's Diversion Agreement are hereby terminated. Respondent agrees that the issuance of the Order in this matter constitutes disciplinary action by the Division pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2)(a) and (b). Respondent agrees not to reapply for licensure as a nurse in the State of Utah until Respondent is able demonstrate that Respondent has not used alcohol, or drugs for which Respondent does not have a current valid prescription, for a period of at least one year, by providing monthly drug test results to the Division for the 12 months just prior to application. The Division does not guarantee that any future application by Respondent for licensure will be granted. If the Division Director accepts the terms of this Stipulation and Order, Respondent forfeits all rights to practice as a nurse in the State of Utah. Respondent understands that Respondent will not receive any refund of license or renewal fees previously paid to the Division. This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this non-criminal administrative matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and Respondent waive any claim of bias or prejudgment they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

9. This document constitutes the entire agreement between the parties and

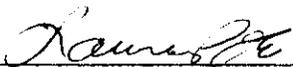
supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

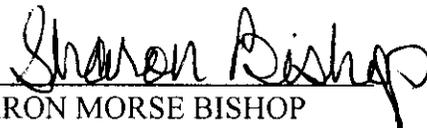
10. If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law.

11. Respondent has read each and every paragraph contained in this Stipulation and Order. Respondent understands each and every paragraph contained in this Stipulation and Order. Respondent has no questions about any paragraph or provision contained in this Stipulation and Order.

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

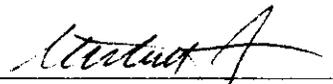
BY: 
LAURA POE
Bureau Manager

BY: 
SHARON MORSE BISHOP

DATE: 8-10-10

DATE: 8-3-2010

MARK L. SHURTLEFF
ATTORNEY GENERAL

BY: 
L. MITCHELL JONES
Counsel for the Division

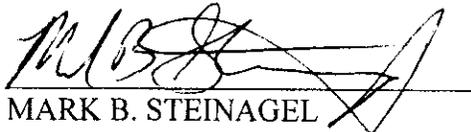
DATE: 10 Aug 10

ORDER

THE ABOVE STIPULATION, in the matter of **SHARON MORSE BISHOP**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2)(a) and (b). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 12 day of August, 2010.

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


MARK B. STEINAGEL
Director

Investigator: Susan Higgs