

SEP 15 2023

OPLC-FINANCE

State of New Hampshire  
Board of Nursing  
Concord, New Hampshire 03301

In the Matter of  
April D. Barker, RN  
License No.: 055726-21  
(Reinstatement August 18, 2023)

Amount 250. -  
#21016625-5

### SETTLEMENT AGREEMENT

April Barker ("Respondent"), having been licensed as a Licensed Registered Nurse in the State of the New Hampshire and over whom the New Hampshire Board of Nursing ("Board") has jurisdiction pursuant to RSA 326-B, stipulates and agrees to the following:

1. Practicing without a license, including but not limited to the situation where a license has lapsed, is unlawful under New Hampshire law, RSA 326-B:41, II; RSA 326-B:41-a. Pursuant to RSA 326-B:22:
  - II. "Any person licensed who intends to continue practicing as a nurse or nursing assistant shall: (a) By midnight on his or her date of birth in the renewal year submit a completed application and fees as established by the board."
  - III. "Failure to renew the license shall result in forfeiture of the ability to practice nursing or nursing activities in the state of New Hampshire."
2. The practice of nursing without a license is an act of misconduct for which the Board may impose disciplinary sanctions including, but not limited to, administrative fines. N.H. Admin. Rules, Nur 402.04 (b)(14); Nur 402.04(i).
3. Respondent is aware of and understands the right to have a formal disciplinary hearing pursuant to RSA 326-B:37, III and Nur 402.04(a) and hereby waives that right and requests that this Agreement be accepted with the same force and effect as an order entered as result of a hearing.
4. The Board would find at a hearing that on August 17, 2023, Respondent requested to reinstate his/her Registered Nursing license, which expired on April 21, 2023, after which Respondent continued to practice as a Licensed Nursing Assistant in the State of New Hampshire.
5. Pursuant to Nur 401.01 (g), Respondent shall pay an administrative fine of \$50.00 for every calendar month, or any part thereof, during which he/she practiced after his/her licensed lapsed.
6. Respondent is assessed an **ADMINISTRATIVE FINE** in the amount of **Two Hundred- Fifty Dollars (\$250.00)**. Respondent shall **pay this fine in full within thirty (30) days of the Effective Date of this Settlement Agreement** by delivering a money order or bank check, made payable to "Treasurer, State of New Hampshire," to the Board's office at 7 Eagle Square, Concord, New Hampshire, 03301. No separate invoice shall issue. **Payment shall include a copy of this Settlement Agreement or a note including the matter name and indicating the payment is made in compliance with a settlement agreement with the Board.**

7. Respondent voluntarily enters into this agreement, after having the opportunity to consult with counsel, and with full understanding of the legal consequences of this Agreement.
8. This Agreement constitutes the entire agreement and understanding between the parties and supersedes all prior agreements and understandings.
9. This Agreement becomes a public record of discipline upon signature.
10. Please sign and date below and return to the Board of Nursing with the required fine of \$250 within thirty (30) days of receipt. Failure to do so will result in a hearing being held and may result in the imposition of additional discipline.

I have carefully read and fully understand the conditions of this Agreement:

**FOR RESPONDENT**

April D. Barker  
April D. Barker

Date 9/15/23

**FOR THE BOARD**

Terese M. Barton  
Terese M. Barton | Board Admin

Date 1-4-2024

\* please see attached letter.

Thank-you,

April Barker