

**STATE OF NEW HAMPSHIRE  
OFFICE OF PROFESSIONAL  
LICENSURE AND CERTIFICATION**

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**BOARD OF NURSING**

**In Re: Steve Carver,  
APRN/RN**

**APRN Lic. # 085700-23  
RN Lic. # 085700-21**

Docket No.: 2022-NUR-044

**ORDER OF EMERGENCY  
SUSPENSION – 10/27/22**

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**I. CASE SUMMARY/PROCEDURAL HISTORY:**

On 10/27/22, the Board of Nursing (“Board”) reviewed a speed memorandum from the National Practitioner Databank (Nursys) alleging that Steve Carver (“Licensee”) had his RN license revoked in the State of Vermont on 08/08/22 for failing to comply with the conditions of his license, which included random drug screens. Having no way of knowing the status of the Licensee’s sobriety and his licenses being active in New Hampshire, the Board voted to suspend the Licensee’s APRN and RN licenses on an emergency basis pursuant RSA 541-A:30(III), RSA 326-B:37(IV), and N.H. Code Admin. R., Title Nur 402.03(a) (“Rules”) and schedule a full disciplinary adjudicatory hearing. This Notice of Disciplinary Adjudicatory Hearing Following Emergency License Suspension follows.

**II. LEGAL STANDARD:**

“In cases involving imminent danger to public health, safety, or welfare, the board may order the immediate suspension of a license pending an adjudicative proceeding.” RSA 326-B:37, IV. The Board has further interpreted that to mean: “[w]hen the board receives information indicating that a licensee has engaged misconduct that poses an immediate danger to public health, safety, or welfare, the board shall, pursuant to RSA 326-B:37, IV, immediately suspend such person’s license ...” Rule 402.03(a).

**III. EVIDENCE PRESENTED AND FINDINGS OF FACT:**

## A. Evidence Presented

The Board was presented with a speed memorandum from the National Practitioner Databank (Nursys)<sup>1</sup>. The Board also relied on its expertise in the field it regulates. A review of the evidence presented, and the reasonable inferences taken there from, allows the Board to find the following facts.

## B. Findings of Fact

The Licensee is actively licensed as an APRN and RN in the state of New Hampshire. Before 08/09/22, the Licensee was also licensed in the State of Vermont as an RN. On 01/12/21, the Licensee entered into a Stipulation and Consent Order with the Vermont Board of Nursing, relating to allegations that he had “fail..[ed] to renew his license and practiced outside his scope in 2008; (ii) ... [was] intoxicated at work in 2014, (iii) fail...[ed] to report employment and submit the related employer reports pursuant to the Diversion Program from November 2016 to January 2018; and (iv) forg...[ed] his employer’s signature on employer reports pursuant to the Diversion Program from 2018 to 2019.” 01/12/21 VT Board Ord. at par. 24.<sup>2</sup> Among other things, the 01/12/21 Vermont Board Order conditioned the Licensee’s license and required the Licensee to participate in a monitoring program and random drug screening. 01/12/21 VT Board Ord. at par. B.3-6.

On 08/09/22 the Vermont Board of Nursing issued a Default Order against the Licensee for having violated the terms of the 01/12/21 Stipulation and Consent Order with the Vermont Board of Nursing. The Board made its finding based in part upon the Specification of Charges that had been filed by the Vermont Office of Professional Regulations on 06/30/22. *See* 08/09/22 VT Board Ord. at par. 6. The Specification stated that the Licensee “had failed [sic] submit to random drug and alcohol testing and had failed to

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<sup>1</sup> This included a Stipulation and Consent Order, A 01/12/21 Vermont Board of Nursing *In re Steven Allen Carver*, Docket No. 2020-69, 06/30/22 Vermont Office of Professional Regulation, Specification of Charges, *In re Steven Allen Carver*, Docket No. 2022-177, and 08/09/22 Vermont Board of Nursing Default Order, *In re Steve Carver*, Docket No. 2022-177.

<sup>2</sup> Licensee had entered into a Diversion program through the State of New Mexico Board of Nursing’s Diversion Program on 10/13/15.

provide the [his] Case Manager [for monitoring] with a list of medications.” 06/30/22 Specifications at par. 7. Consequently, the Vermont Board of Nursing revoked the Licensee’s RN license in its Order of 08/09/22.

**IV. CONCLUSIONS OF LAW:**

The Board concludes there is a reasonable basis to suspend the Licensee’s New Hampshire APRN and RN licenses on an emergency basis pursuant to RSA 326-B:37, IV. The central facts are straightforward—the Licensee is actively licensed in New Hampshire has a substance use and disciplinary history, and the Vermont Board of Nursing recently revoked his RN license for failing to comply with the terms of his monitoring agreement instated to ensure his sobriety and thus the protection of the public he serves as a licensed RN. The Licensee also appears to have not notified the Board of any of this disciplinary history. Therefore, the Licensee's alleged conduct, on its face, appears to be misconduct as defined at RSA 326-B:37, II(n), RSA 326-B:37(p), RSA 326-B:37, II(q)(2), and/or RSA 326-B:37, II (r) (*see also* Rules 402.04(d) and (e)) that also warrants immediate emergency suspension of his licenses pursuant to RSA 326-B:37(IV), pending a disciplinary adjudicatory hearing to be held within 10 business days.

**V. ORDER:**

Pursuant to RSA 541-A:30(III) and 326-B:37(IV), the Board hereby orders the immediate emergency suspension of Steve Carver’s licenses as an APRN and RN, pending a follow up emergency hearing in this matter. A Notice of Emergency Hearing with an appropriate date/time shall follow forthwith.

DATED: 10/31/2022

\_\_\_\_\_/s/ Nikolas Frye\_\_\_\_\_  
Hearings Examiner  
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