

IN THE MATTER OF	*	BEFORE THE
PAMELA YVETTE CALWELL, N.H.A.	*	MARYLAND STATE BOARD
Respondent	*	OF EXAMINERS OF
License No. R1376	*	NURSING HOME ADMINISTRATORS
* * * * *	*	* * * * *

AMENDMENT TO CONSENT ORDER

Pamela Yvette Calwell, N.H.A, was initially licensed by the Maryland State Board of Examiners of Nursing Home Administrators (the "Board") to practice as a nursing home administrator in 1999. On January 10, 2013, the Board charged Ms. Calwell with violating provisions of the Maryland Nursing Home Administrators Licensing Act. The charges were based upon the improper involuntary discharge of a nursing home resident.

On March 13, 2013, in order to resolve the charges, the Board and Ms. Calwell entered into a Consent Order ("Consent Order") in which Ms. Calwell agreed to the following terms and conditions:

Ms. Calwell's license to practice as a nursing home administrator in Maryland was suspended for three months, which three month suspension was immediately stayed;

Ms. Calwell was placed on probation for a minimum period of one year, with the following probationary conditions:

1. Successfully completion of an in-person Board-approved course on patient discharge planning;
2. Successful completion of an in-person Board-approved course regarding the needs of patients receiving regular dialysis treatment;
3. Successful completion of a Board-approved three credit in-person college-level ethics course;
4. Ms. Calwell was responsible for providing the Board with documentation that she successfully completed the courses, and Ms. Calwell may not use the course credits to meet the continuing education credits required for license renewal;
5. Payment of a \$2000 fine; and

6. Compliance with all laws and regulations governing nursing home administrators in Maryland.

Ms. Calwell completed the three-credit in-person college level ethics course and paid the \$2000 fine, but Ms. Calwell has been unable to locate in-person courses on discharge planning or on the needs of regular dialysis patients. The Board is satisfied that an in-person course on discharge planning is not available for Ms. Calwell. The Board has therefore agreed that Ms. Calwell may write an executive summary paper detailing the regulations and requirements governing the safe involuntary discharge of residents in place of the discharge planning course. The Board also is not going to require the course on residents receiving regular dialysis. While the Board is able to locate courses on dialysis, the Board has determined that the fundamental issue in this case, which Ms. Calwell should concentrate on, is the involuntary discharge of residents.

ORDER

It is thus, by the Maryland State Board of Examiners of Nursing Home Administrators, hereby

ORDERED that the conditions in the Consent Order, that Ms. Calwell successfully complete Board-approved courses on discharge planning and on the treatment of residents undergoing dialysis, are abrogated; and it is further

ORDERED that, within three months, Ms. Calwell shall submit to the Board a thorough executive summary paper detailing the laws and requirements governing and ensuring the safe involuntary discharge of nursing home residents; and it is further

ORDERED that the remainder of the terms and conditions of the Consent Order remain in effect,¹ and the Consent Order is incorporated by reference into the body of this document; and it is further

ORDERED that if Ms. Calwell violates any term or condition of this Amendment to the Consent Order or any term or condition of the Consent Order, the Board, after notice and an opportunity for a hearing, may impose any of sanctions the Board may impose under sections 9-314 and 9-314.1 of the Health Occupations Article, including, a reprimand, additional probation or the suspension or revocation of her license to practice as a nursing home administrator, and/or a monetary fine; and it is further

ORDERED that Ms. Calwell is responsible for all costs incurred in fulfilling the terms and conditions of this Amendment and the incorporated Consent Order; and it is further

ORDERED that this Amendment is a **PUBLIC DOCUMENT** pursuant to Md. State Gov't Code Ann. § 10-611 et seq.

11/21/2013
Date

Patricia A. Hannigan
Patricia A. Hannigan, Executive Director
Maryland State Board of Examiners of
Nursing Home Administrators

CONSENT

I, Pamela Yvette Calwell, N.H.A., accept to be bound by the foregoing Amendment to the Consent Order of March 13, 2013, and its terms and conditions. I acknowledge the legal authority and jurisdiction of the Board to issue and enforce this Amendment. I waive any right I

¹ Ms. Calwell, however, has already satisfied the monetary fine and the ethics course requirements.

may have to appeal this Amendment. And I sign this Amendment voluntarily and without reservation, and I fully understand and comprehend its language, meaning, and terms.

November 8, 2013
Date

Pamela Yvette Calwell
Pamela Yvette Calwell, N.H.A.

STATE OF Maryland

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 8th day of November, 2013, before me, a Notary Public of the foregoing State and City/County, personally appeared Pamela Yvette Calwell, N.H.A., and made oath in due form of law that signing the foregoing Consent Order was his voluntary act and deed.

AS WITNESSETH my hand and notarial seal.



Notary Public
Matthew Lee Davis
Maryland Notary Public County of Baltimore

Commission expires: January 27th, 2014

