



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2017-792A

Kim Glazier, Executive Director
Oklahoma Board of Nursing
2915 N. Classen Blvd., Ste. 524
Oklahoma City, Oklahoma 73106

November 17, 2017

Dear Executive Director Glazier:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Board of Nursing intends to take against licensees R.K., R.W., and M.S. When the licensees electronically renewed their respective certificate or license, payment of required fees were rejected due to insufficient funds. The Board proposes to issue notices of the dishonored payments and impending suspension by certified mail, informing the licensees that they must remit the renewal application fee plus an additional insufficient funds processing fee.

The Oklahoma Nursing Practice Act requires the Board to “suspend the license or certificate of a person who submits a check, money draft, or similar instrument for payment of a fee which is not honored by the financial institution named,” and requires the licensee to pay “the fees and any and all costs associated with notice and collection.” 59 O.S.Supp.2017, § 567.7(E). The Board action is statutorily required and is, therefore, reasonable in light of the circumstances.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Board of Nursing has adequate support for the conclusion that this action advances the State’s policy to protect public health, safety, and welfare.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL