



NORTH CAROLINA RESPIRATORY CARE BOARD

1100 Navaho Drive, Suite 242

Raleigh, NC 27609

CONSENT ORDER

**IN THE MATTER OF:
JOHN L. CRAWFORD
RESPIRATORY CARE LICENSE #3532**

WHEREAS the North Carolina Respiratory Care Board (the "Board") is charged with the administration of The Respiratory Care Practice Act, codified in the North Carolina General Statutes at G.S. 90-646 et. seq. (the "Act"); and

WHEREAS, on or about February 5, 2004, the Board issued a license to practice respiratory care to Mr. John L. Crawford ("the Licensee"), license number 3532; and

WHEREAS, the Board was informed on February 19, 2007 that the Licensee tested positive for cocaine during a pre-employment drug screen for Dzeel Clinical; and

WHEREAS the Board conducted an investigation pursuant to G.S. 90-652 (5) into the activities of the Licensee to determine if he has violated, is violating, or is about to violate any provisions of the Act; and

WHEREAS the Board's statute and its administrative rules establish standards that govern the conduct of anyone licensed by the Board while engaged in providing respiratory care; and

WHEREAS, The Licensee was notified that he was scheduled to attend an informal interview at 3:30 PM on April 11, 2007 with the Board's Investigation and Informal Settlement Committee to discuss the conduct identified above; and

WHEREAS, the Licensee attended an interview with the Board's Investigation and Informal Settlement Committee on April 11, 2007 and during the course of the Interview the Licensee acknowledged that he had tested positive for cocaine during the pre-employment drug screen for Dzeel Clinical, and informed the Committee that he had also tested positive for drugs on a pre-employment drug screen at Duke Raleigh Hospital a week after the positive drug screen at Dzeel Clinical; and

WHEREAS The Board on April 12, 2007 summarily suspended the Licensee's license to practice respiratory care, under N.C. Gen. Stat. § 90-659(a)(1) (d), and N.C. Gen. Stat. § 150B-3 (c).

WHEREAS a Hearing was conducted on January 10, 2008 with the Board to discuss the Licensee's conduct; and

WHEREAS the Board deliberated its findings on January 10, 2008 and found the licensee in violation of Board rules 21 NCAC 61 .0307(10) and (14) and determined to issue a Consent Order to the Licensee for the violation; and

WHEREAS the Licensee agrees to the entry of this Consent Order, and voluntarily agrees to waive any rights to a hearing upon entry of this Consent Order, and waives the right to seek judicial review or otherwise challenge or contest the validity of this Consent Order;

AND WHEREAS upon the entry of this Consent Order, this matter will be resolved with the express understanding that the Licensee will comply with all of the terms contained herein.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

The Licensee consents to being licensed to practice respiratory care on Probationary Status for a period of 24 months from the date of signature of this Consent Order.

The Licensee shall cause his immediate Respiratory Care supervisor to submit written quarterly reports to the Board during the 24 month probationary period. Each such written report shall document the Licensee's performance in the delivery of Respiratory Care, and detail any concerns of the supervisor about the Licensee's practice of Respiratory Care. The report forms shall be supplied by the Board.

The Licensee agrees to obtain a Substance Abuse Evaluation and follow any Plan of Treatment suggested by the Substance Abuse Counselor. Licensee shall sign a release of information form with his Substance Abuse Counselor allowing him/her to provide written reports to the Board during the 24 month probationary period. The first report is due no later than March 15, 2008.

The Licensee agrees to pay to the Board, within 24 months from the date of signature of this Consent Order, the sum of \$1200.00 to pay the cost of disciplinary action as authorized by G.S. 90-666(d).

The Licensee agrees to permit the Board to conduct random drug testing of the Licensee during the time the Licensee is on Probationary Status. The costs of all drug testing will be paid by the Licensee. The Board will determine the laboratory where the testing would be performed and the manner in which the sample would be collected, and will instruct the Licensee regarding the details of how any drug test should occur.

During the 24-month probationary period, the Licensee agrees to continue attending Alcoholics Anonymous (AA) meetings and agrees to attend a minimum of 3 times per week. The Licensee further agrees to supply the Board with a contact person with AA to verify the attendance at the meetings during the probationary period.

The Licensee shall continue to comply with the Act, the Board's Rules, and the Board's published interpretation of those rules.

Entry of this Consent Order is without prejudice to the right of the Board to take any administrative or judicial action against Licensee to enforce this Consent Order if the Board determines that the Licensee is not fully complying with any term or condition stated herein.

This Consent Order shall become final when accepted by the Licensee and entered by the Board based on execution of the Consent Order by its Executive Director.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

CONSENT TO ISSUANCE OF ORDER BY LICENSEE

I, John L. Crawford, state that I have read the foregoing Consent Order; and that I know and fully understand its contents. I understand and agree that it is being entered to allow me to continue to be licensed by the Board to practice respiratory care, while fulfilling the Board's responsibility to regulate the practice of respiratory care. I consent to the entry of this Consent Order and agree freely and without threat or coercion of any kind to comply with the terms and conditions stated herein, as a condition of maintaining my license from the North Carolina Respiratory Care Board.

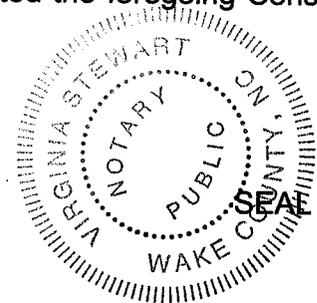
John L. Crawford
John L. Crawford

STATE OF NORTH CAROLINA)
COUNTY OF Wake)

There personally appeared before me, a Notary Public in and for the County of _____, State of North Carolina, John L. Crawford, who after having presented documentation of his identity that was satisfactory to me did acknowledge that he executed the foregoing Consent Order as his free and voluntary act.

This 28th day of January, 2008

Virginia Stewart
Notary Public



My Commission Expires December 27th 2009

ENTRY OF CONSENT ORDER ON BEHALF OF THE NORTH CAROLINA RESPIRATORY CARE BOARD:

Based on the agreement of the Licensee and the authority previously conveyed by resolution of the Board, the foregoing Consent Order is entered at Raleigh, North Carolina

This 29th day of JANUARY 2008

Floyd E. Boyer
Floyd E. Boyer, RRT, RCP
Executive Director