

Urinary Catheterization: No Violation Of Inmate's Rights.

Nurses in correctional facilities are frequently being named as defendants in inmates' lawsuits alleging violation of the Eighth Amendment Constitutional right to be free from cruel and unusual punishment.

The courts say that deliberate indifference by a correctional-facility healthcare provider to an inmate's serious medical

needs is a violation of the inmate's constitutional rights.

In a recent case a nurse put in a urinary catheter covered with numbing medication, with the inmate's consent, per a physician's order, to obtain a urine sample to rule out self-inflicted injury to the urethra as the source of the inmate's hematuria before medical treatment for a kidney condition would be considered.

The US Circuit Court of Appeals for the Tenth Circuit could find no basis to fault the nurse and dismissed the inmate's case. **Fleming v. Corrections Corp. of America**, 2005 WL 1706972 (10th Cir., July 22, 2005).