

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: KAMIEL CHERON RICKS, L.P.N.
License Number: 0002-081598
Case Number: 175130

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), a Special Conference Committee of the Virginia Board of Nursing (“Board”) held an informal conference on August 22, 2017, in Henrico County, Virginia, to inquire into evidence that Kamiel Cheron Ricks, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Kamiel Cheron Ricks, L.P.N. did not appear at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated July 26, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Ricks notifying her that an informal conference would be held on August 22, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. According to the United States Postal Service website, as of August 18, 2017, the Notice sent by certified mail was unclaimed and was being returned to the Board office. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Committee Chair concluded that adequate notice was provided to Ms. Ricks and the informal conference proceeded in her absence.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Kamiel Cheron Ricks, L.P.N., was issued License Number 0002-081598 to practice practical nursing on December 2, 2009, which is scheduled to expire on July 31, 2019. At all times relevant to the findings contained herein, said license was current and active. Her primary state of residence is Virginia.
2. Ms. Ricks violated Virginia Code § 54.1-3007(2) and (5) and 18 VAC 90-20-300(A)(2)(a) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(a) effective February 24, 2017) in that during the course of her employment at Bon Secours Hanover Pediatrics, Hanover, Virginia, in June 2016, she exceeded the scope of her practice when she entered “verbal orders” for refill requests for three patients when the physician had not actually ordered the refills. The medications were Kenalog ointment for Patient A, Zyrtec for Patient B, and Flovent for Patient C.
3. The physician who initially prescribed the medications was out of the office on medical leave at the time Ms. Ricks prescribed the refills. There was another physician filling in who could have authorized the refills. The original physician co-signed all three refill requests after they had been sent to pharmacies, approximately 10 to 13 days after Ms. Ricks prescribed the refills.
4. Ms. Ricks’ employment with Bon Secours was terminated after this incident.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. Kamiel Cheron Ricks, L.P.N., is REPRIMANDED.
2. Within 60 days from the date of entry of this Order, Ms. Ricks shall provide written proof satisfactory to the Board of the following:

a. Successful completion of the following NCSBN course: *Professional Accountability & Legal Liability for Nurses*.

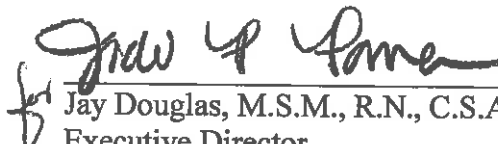
b. A report summarizing her understanding of the legal authority to prescribe and administer medications as outlined in the Drug Control Act (Virginia Code § 54.1-3408).

3. Ms. Ricks shall comply with all laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

4. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of practical nursing shall constitute grounds for further disciplinary action.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD



Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED AND MAILED: August 28, 2017

NOTICE OF RIGHT TO APPEAL

Pursuant to Virginia Code § 54.1-2400(10), Ms. Ricks may, not later than 5:00 p.m., on September 30, 2017, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board.

Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.
This Order shall become final on September 30, 2017, unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By  _____
Virginia Board of Nursing