

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **TINA GODSEY HAGGERTY RICHARDSON, R.N.**  
**License Number: 0001-120056**  
**Case Number: 163807**


**RATIFICATION AND ORDER**

On July 19, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Tina Godsey Haggerty Richardson, R.N., was not present nor was she represented by legal counsel.

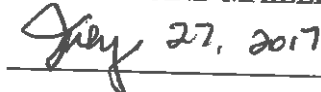
In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 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.

Pursuant to Virginia Code § 54.1-2400(10), Ms. Richardson may, not later than 5:00 p.m., on August 29, 2017, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., 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.

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

ENTERED AND MAILED ON:

  
July 27, 2017

This Order shall become final on August 29, 2017, unless a request for a formal administrative hearing is received as described above.

**Certified True Copy**

By   
Virginia Board Of Nursing

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**REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE**

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**Jurisdiction and Procedural History**

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Allison Gregory, M.S., R.N., F.N.P.-B.C., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on May 10, 2017 in Henrico County, Virginia, to inquire into evidence that Tina Godsey Haggerty Richardson, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Ms. Richardson appeared at this proceeding and was represented by Daniel Mowry, Esquire.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

**Notice**

By letter dated April 12, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Richardson notifying her that an informal conference would be held on May 10, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board.

**Recommended Findings of Fact and Conclusions of Law**

1. Tina Godsey Haggerty Richardson, R.N., was issued License Number 0001-120056 to practice professional nursing on August 29, 1990, which is scheduled to expire on January 31, 2018. At all times relevant to the findings herein, said licenses was in full force and effect. Her primary state of residence is Virginia.

2. Ms. Richardson violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(a) of the Regulations Governing the Practice of Nursing (“Regulations”) (currently found at 18 VAC 90-19-230(A)(2)(a) of the Regulations, effective February 24, 2017) in that during the course of her employment as owner of Body Essence, Staunton, Virginia, between or about 2008 and 2016, Ms. Richardson exceeded the scope of her practice as a professional nurse in that, on numerous occasions:

- a. She independently evaluated and treated patients seeking Botox (botulinum toxin) injections without the supervision of a licensed physician.
- b. She prescribed and administered Botox to patients without valid orders or direct supervision.

3. Ms. Richardson stated at the informal conference that she did not realize she was doing anything wrong in her practice nor did she believe she was engaged in the prescribing of medication. She stated that she believed she had a valid general verbal order from her spa’s medical director to administer Botox to patients who met certain criteria. She stated that she trusted the medical director to properly advise her as to the permissible scope of her practice.

### **Recommended Order**

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. Ms. Richardson is REPRIMANDED.
2. Ms. Richardson shall complete the following NCSBN online course within 60 days of the entry of this Order: *Virginia Nurse Practice Act*.
3. Tina Godsey Haggerty Richardson, R.N., is assessed a MONETARY PENALTY of \$500.00. This penalty shall be paid to the Board by certified check or money order made payable to

the Treasurer of Virginia within 60 days from the date of entry of this Order. Failure to pay the full monetary penalty by the due date may cause the matter to be sent for collection and constitutes grounds for an administrative proceeding and further discipline.

4. Ms. Richardson shall review Virginia Code § 54.1-3408, also known as the Virginia Drug Control Act ("VDCA"), and submit to the Board within 60 days of the entry of this Order a written statement as to her understanding of the circumstances and/or situations in which the VDCA allows for the use of a standing order by a professional nurse in the Commonwealth.

5. Ms. Richardson shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

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

Reviewed and approved on June 2, 2017  
By Allison Gregory, M.S., R.N., F.N.P.-B.C.  
Agency Subordinate

Certified True Copy

By   
Virginia Board Of Nursing