

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: BELINDA KAY STROUP, R.N.
License Number: 0001-194255
Case Number: 174243

RATIFICATION AND ORDER

On May 17, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Belinda Kay Stroup, 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 § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Stroup's health records or health services.

Since Ms. Stroup failed to appear at the informal conference, this Order shall be considered final. Ms. Stroup has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Stroup has thirty days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD


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

Certified True Copy

By 
Virginia Board of Nursing

ENTERED AND MAILED ON:

May 31, 2017

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: BELINDA KAY STROUP, R.N.
License Number: 0001-194255
Case Number: 174243

REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE

Jurisdiction and Procedural History

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Jane Elliott, R.N., Ph.D., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on March 15, 2017 in Henrico County, Virginia, to inquire into evidence that Belinda Kay Stroup, R.N., may have violated certain laws and regulations governing the practice of nursing in the Commonwealth of Virginia.

Ms. Stroup did not appear at this proceeding and was not represented by legal counsel.

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 February 15, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Stroup notifying her that an informal conference would be held on March 15, 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 tracking website, the Notice sent by certified mail was delivered on February 18, 2017. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Stroup and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Belinda Kay Stroup, R.N., was issued License Number 0001-194255 to practice professional nursing on January 13, 2005, which is scheduled to expire on August 31, 2017. At all times relevant to the findings herein, said license was in full force and effect. Her primary state of residence is Virginia.

2. Belinda Kay Stroup, R.N., violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice nursing due to mental and/or physical illness, as evidenced by the following:

a. On May 27, 2016, she was hospitalized at Johnson Memorial Hospital following an overdose of her prescribed Xanax (alprazolam). From there she was admitted to Carilion St. Albans Hospital, where she received inpatient treatment until June 6, 2016. Her discharge diagnoses included major depressive disorder, severe, with psychotic episodes.

b. Ms. Stroup suffered a stroke in June 2016. In a letter dated June 23, 2016, Ms. Stroup's treating physician stated that the stroke affects her memory, reasoning, and judgment to the extent that she is unable to practice nursing.

c. Ms. Stroup suffers from oxygen-dependent chronic obstructive pulmonary disease, which severely limits her physical activity.

3. Ms. Stroup has not practiced nursing in over four years. She is receiving disability benefits. She is not enrolled in the Health Practitioners' Monitoring Program.

4. Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Stroup's health records or health services.

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. The license issued to Belinda Kay Stroup, R.N., to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
2. The license of Belinda Kay Stroup, R.N., will be recorded as SUSPENDED.
3. This suspension applies to any multistate privilege to practice professional nursing.
4. Should Belinda Kay Stroup, R.N., seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. Stroup to demonstrate that she is safe and competent to return to the practice of nursing. Ms. Stroup shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

Reviewed and approved on March 27, 2017
By Jane Elliott, R.N., Ph.D.
Agency Subordinate

Certified True Copy

By 
Virginia Board of Nursing