

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: PAMELA LEE MCZEAL ARRINGTON, L.P.N.
License Number: 0002-066848
Case Number: 171407

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on May 18, 2016, in Henrico County, Virginia, to receive and act upon Pamela L. Arrington’s application for reinstatement of her license to practice practical nursing in the Commonwealth of Virginia.

Pamela Lee McZeal Arrington, L.P.N. appeared at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated April 29, 2016, the Board of Nursing sent a Notice of Formal Hearing (“Notice”) to Ms. Arrington notifying her that a formal administrative hearing would be held on May 18, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing.

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

FINDINGS OF FACT

1. Ms. Arrington was issued License No. 0002-066848 to practice practical nursing in Virginia on August 11, 2003. Said license was indefinitely suspended for not less than three years by

Order dated August 3, 2012. She was issued Certificate No. 1401-065407 to practice as a nurse aide on April 24, 1997. Said certificate expired on April 30, 2015. Her primary state of residence is Virginia.

2. Ms. Arrington submitted an application for reinstatement of her LPN license, which was received by the Board on December 4, 2015.

3. Ms. Arrington testified that she desires to have her LPN license active and that her goal is to open an assisted living facility.

4. Evidence revealed that Ms. Arrington has received a CPR certificate and that she took a variety of online continuing education courses. She offered certificates revealing 17 hours of continuing education. Ms. Arrington testified that she has stayed up to date with practice by reviewing the NCLEX-PN review book.

5. Ms. Arrington has not practiced as an LPN since 2012.

CONCLUSIONS OF LAW

1. Pamela Lee McZeal Arrington, L.P.N. has demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

ORDER

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

1. The application of Pamela Lee McZeal Arrington for reinstatement of her license to practice is APPROVED:

2. Pamela Lee McZeal Arrington shall be placed on PROBATION subject to the following terms and conditions:

a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Arrington has completed 12 months of active practice in employment as a

licensed practical nurse (“practice employment”). The license of Ms. Arrington shall be reinstated without restriction at the completion of the probationary period without an administrative proceeding unless there is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of probation. In that event, the period of probation shall be continued indefinitely or until such time as the Board makes a case decision in accordance with the Administrative Process Act, Virginia Code §§ 2.2-4000 et seq. and § 54.1-2400(9) et seq.

b. Performance Evaluations shall be provided to the Board, at the direction of Ms. Arrington, by all practice employer(s), using the forms provided by Compliance and available on the Board’s website.

c. Ms. Arrington shall enroll in and complete aa Board-approved refresher course or Board-approved extensive orientation course within 180 days from the date this Order is entered and shall not practice until she has provided written evidence to the Board of satisfactory completion of said course and has received permission from the Board to do so.

d. Ms. Arrington shall provide evidence within 60 days of the entry of the Order that she has completed the following NSCBN online courses: (1) *Disciplinary Actions: What Every Nurse Should Know*; (2) *Documentation: A Critical Aspect of Client Care*; (3) *Medication Errors: Detection & Prevention*; and (4) *Professional Accountability and Legal Liability for Nurses*.

e. The Board shall issue a licensed practical nurse license marked “Valid in Virginia Only; Probation with Terms.”

f. Written reports are required by this Order and, unless otherwise specified, shall be sent to Compliance at the Board offices with the first report(s) received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day

of the months of March, June, September and December until the period of probation ends. Many of the required report forms are available on the Board's website for your convenience.

g. Ms. Arrington shall inform the Board in writing within 10 days of the date any practice employment begins, changes, is interrupted, or ends. Additionally, Ms. Arrington shall provide a contact name, address, and phone number for each practice employer to the Board.

h. Ms. Arrington shall inform all current and future practice employers that the Board has placed her on probation and Ms. Arrington shall provide each practice employer with a complete copy of this Order. If Ms. Arrington is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she is on probation. If Ms. Arrington is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she is on probation.

i. Ms. Arrington shall provide all current and future treating practitioners with a complete copy of this Order and shall execute an *Authorization for Disclosure of Information* form providing for unrestricted communication between the Board, Compliance, and any treatment providers, court-appointed probation or parole officers, and any/or consultants designated by the Board, if applicable.

j. Ms. Arrington shall submit "Self-Reports" which include a current address, telephone number, and verification of any and all current practice employment. These reports shall also include any changes in practice employment status. Self Reports must be submitted whether Ms. Arrington has current practice employment or not.

k. Ms. Arrington shall conduct herself as a practical nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code of Virginia (1950), as amended, and the Board of Nursing Regulations.


l. Any violation of the stated terms and conditions contained in this Order, or failure to comply with all terms of this Order within five years of the date of entry of the Order, shall be reason

for suspending or revoking the license of Ms. Arrington, and an administrative proceeding may be held to determine whether her license shall be suspended or revoked.

m. This Order is applicable to Ms. Arrington's multistate nursing licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Arrington shall not practice outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the express written permission of both the Virginia Board of Nursing and the Board of Nursing in the party state where she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

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 ON:

June 29TH, 2016

Certified True Copy

By *draham*
Virginia Board Of Nursing

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with 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. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.