

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: AMANDA KATHRYN SMITH, L.P.N.
License Number: 0002-085232
Case Number: 171630

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. Amanda Kathryn Smith, L.P.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. Smith may, not later than 5:00 p.m., on June 28, 2017, notify Jay Douglas, MSM, RN, CSAC, FRE, 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




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

ENTERED AND MAILED ON:

May 26, 2017

This Order shall become final on June 28, 2017, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 

Virginia Board of Nursing

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: AMANDA KATHRYN SMITH, L.P.N.
License Number: 0002-085232
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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 February 16, 2017 in Henrico County, Virginia, to inquire into evidence that Amanda Kathryn Smith, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Ms. Smith appeared 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 January 23, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Smith notifying her that an informal conference would be held on February 16, 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. Amanda Kathryn Smith, L.P.N., was issued License Number 0002-085232 to practice practical nursing on July 19, 2011, which is scheduled to expire on July 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. Ms. Smith violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(f), effective February 24, 2017) in that during the course of her employment at Newport News Nursing & Rehabilitation Center, Newport News, Virginia, she failed to provide timely emergency care to Resident A, who had an order for cardiopulmonary resuscitation (“CPR”) on file and who had been found unresponsive in bed. Specifically, on January 2, 2016 at approximately 5:15 a.m., a certified nurse aide found Resident A in her bed cold and unresponsive; she then notified Ms. Smith, who was the licensed practical nurse assigned to Resident A. Ms. Smith failed to issue a code blue or perform CPR.

3. Ms. Smith said that approximately 15 minutes went by between the time when she left Resident A’s room, after first having observed the resident unresponsive, and when she returned to the room. Ms. Smith stated that according to protocol at the facility, two nurses were supposed to verify a resident’s code status on the computer before performing CPR, and the computer was not working properly.

4. Ms. Smith acknowledged that she lied to her supervisor about CPR having been performed on Resident A. She also admitted that she did not exercise good care, and that the care of Resident A was her responsibility.

5. During the informal conference, Ms. Smith was forthright about what she did wrong, acknowledged her culpability in this incident, and articulated what should have been handled differently.

6. Ms. Smith’s employment was suspended during the course of the facility’s investigation and then she resigned after seven months of employment.

7. For the past year, Ms. Smith has worked for Long Term Care of Virginia as a telephone liaison where she has no direct patient care.

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. Amanda Kathryn Smith, L.P.N., is REPRIMANDED.
2. Within 60 days from the date of the entry of the Order, Amanda Kathryn Smith, L.P.N., shall provide written proof satisfactory to the Board that she has successfully completed the following NCSBN course: *Sharpening Critical Thinking Skills*.
3. Continuing education obtained through compliance with this term shall not be used toward licensure renewal.
4. Amanda Kathryn Smith, L.P.N., shall comply with all laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.
5. 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.

Reviewed and approved on April 13, 2017
By Jane Elliott, R.N., Ph.D.
Agency Subordinate

Certified True Copy

By 
Virginia Board Of Nursing