

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

TARA DOLAN, R.N. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Tara Dolan, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Dolan's application for licensure by examination to practice as a professional nurse in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Tara Dolan submitted an application for licensure by examination to practice as a professional nurse on December 13, 2011. Her primary state of residence is Virginia.
2. Ms. Dolan has three convictions for driving under the influence of alcohol. More specifically:
 - a. On June 24, 2008, she was convicted in the General District Court of Suffolk County, Virginia. She was sentenced to 30 days incarceration with all 30 days suspended and ordered to pay a civil penalty of \$250.00 and \$171.00 in fees and costs. She was placed on one year probation, required to complete the Virginia Alcohol Safety Action Program ("VASAP") and given a restricted license for a year. She successfully completed all programs and paid all fines.
 - b. On February 6, 2009, she was convicted in the General District Court for the City of Virginia Beach, Virginia. She was sentenced to 12 months incarceration with 11 months suspended and ordered to pay a civil penalty of \$500.00 and \$231.00 in fees and costs. She was placed on probation for three years. Her driver's license was suspended for three years, with the ability to acquire a restricted license with an ignition interlock after one year. She paid all fines and costs and served her time.

c. On February 19, 2009, she was convicted in the General District Court for the City of Chesapeake, Virginia. She was sentenced to six months incarceration with five months suspended and ordered to pay a civil penalty of \$500.00 and \$267.00 in fees and costs. She was placed on probation for one year and ordered to attend a VASAP program. Her driver's license was suspended for three years, with the ability to acquire a restricted license with an ignition interlock after one year. She paid all fines and costs and served her time.

3. Ms. Dolan attended New Bridges Outpatient Rehabilitation Center, Virginia Beach, Virginia, from March 9, to June 2, 2010. She was successfully discharged with a diagnosis of Alcohol Dependence, in remission, and Dysthymia.

4. Ms. Dolan stated that she is currently attending Alcoholics Anonymous meetings and remains sober.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code of Virginia (1950), as amended ("Code").

2. Ms. Dolan is a proper candidate for the Health Practitioners' Monitoring Program ("HPMP").

3. Ms. Dolan otherwise meets the requirements of § 54.1-3017 of the Code.

CONSENT

Tara Dolan, by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Consent Order affecting her application for licensure to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Tara Dolan for licensure by examination as a professional nurse is hereby APPROVED contingent upon receiving proof of Ms. Dolan's entry into the HPMP. Upon successful completion of the National Counsel Licensure Examination – Registered Nurse (NCLEX-RN), Ms. Dolan shall be issued a license to practice professional nursing under the following terms and conditions:

a. Tara Dolan shall comply with all terms and conditions for the period specified by the HPMP.

b. Any violation of the terms and conditions stated in this Order shall be reason for Order shall be reason for revoking the license of Ms. Dolan, and an administrative proceeding shall be held to determine whether her license shall be revoked. Ms. Dolan shall be noticed to appear before the Board at such time as the Board is notified that:

- i. Ms. Dolan is not in compliance with the terms and conditions specified by the HPMP;
- ii. Ms. Dolan’s participation in the HPMP has been terminated;
- iii. There is a pending investigation or unresolved allegation against Ms. Dolan involving a violation of law, regulation, or any term or condition of this order.
- iv. Ms. Dolan has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Dolan’s participation in and compliance with the HPMP, the Board, at its discretion, may waive her appearance before the Board and conduct an administrative review of this matter.

2. This Order is applicable to Ms. Dolan’s multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Dolan shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of 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.

3. Tara Dolan shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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

FOR THE BOARD

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

ENTERED: 3/22/12

SEEN AND AGREED TO:

Tara E. Dolan
Tara Dolan

Certified True Copy
By [Signature]
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Virginia Beach, TO WIT:

Subscribed and sworn to before me, Aimee D. Fox, a Notary Public, this 12th day of March, 2012.

My commission expires 3/31/2013.

Registration Number 250701.

AIMEE D. FOX
Notary Public
Commonwealth of Virginia
Reg. # 250701
My Commission Expires Mar. 31, 2013

[Signature]
NOTARY PUBLIC

