

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: ROSALYNN DIANE PETRIE BOYCE, R.N.
License Number: 0001-216783
Case Number: 173601

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), a Special Conference Committee of the Virginia Board of Nursing (“Board”) held an informal conference on February 9, 2017, in Henrico County, Virginia, to inquire into evidence that Rosalynn Diane Petrie Boyce, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Rosalynn Diane Petrie Boyce, R.N. appeared at this proceeding and was represented by Nathan C. Mortier, Esquire.

NOTICE

By letter dated November 9, 2016, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Boyce notifying her that an informal conference would be held on December 5, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. Through counsel, Ms. Boyce requested a continuance, and that request was granted. By letter dated November 22, 2016, the Board notified Ms. Boyce that an informal conference would be held on February 9, 2017.

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Rosalynn Diane Petrie Boyce, R.N., was issued License Number 0001-216783 to practice professional nursing on January 9, 2009, which is scheduled to expire on May 31, 2017. At

all times relevant to the findings contained herein, said license was current and active. Her primary state of residence is Virginia.

2. During the course of her employment in the Intensive Care Unit (“ICU”) with Sentara Leigh Hospital, Norfolk, Virginia:

a. Ms. Boyce violated Virginia Code § 54.1-3007(5) and (6) in that on May 4 and 5, 2016, she was observed with droopy eyes, slow reaction times, delayed speech, and acting “not like herself” while at work. When confronted with a reasonable cause urine drug screen on May 5, 2016, Ms. Boyce tampered with the sample and then refused because she stated that she would test positive for marijuana, which she admitted to inadvertently ingesting four days prior. At the informal conference, Ms. Boyce stated that she should not have diluted the first urine drug screen, that she should have submitted to the second urine drug screen, and that, in hindsight, she should not have come to work that day.

b. Ms. Boyce violated Virginia Code § 54.1-3007(5) in that on May 5, 2016 at 7:30 a.m., she withdrew Dilaudid 2mg (hydromorphone, C-II) for a patient who was not in her care. Ms. Boyce failed to document any return, administration, or waste of the medication.

c. Ms. Boyce violated Virginia Code § 54.1-3007(5) in that on May 4, 2016, she failed to electronically chart in a timely fashion the patient assessments for another patient, who suffered from a bowel obstruction, including a head to toe assessment, assessment of the patient’s Foley catheter, or GI assessment. At the informal conference, Ms. Boyce said that she documented in the ICU 24 hour sheet and properly gave report.

3. As a result of these incidents, Ms. Boyce’s employment with Sentara Leigh Hospital was terminated effective May 5, 2016.

4. Ms. Boyce submitted evidence that she had completed the following NCSBN courses:
Professional Accountability and Legal Liability for Nurses, Righting a Wrong: Ethics &

Professionalism in Nursing, Sharpening Critical Thinking Skills, and Disciplinary Actions: What Every Nurse Should Know.

5. At the informal conference, Ms. Boyce stated that she had been working for City of Virginia Beach, Virginia Beach, Virginia first as temporary employee and then full-time in an intermediate care facility since July 29, 2016.

6. Ms. Boyce submitted eight letters of support to the Board including one from her current supervisor.

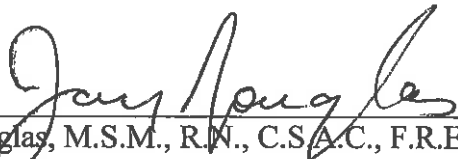
ORDER

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

1. Rosalynn Diane Petrie Boyce, R.N., is REPRIMANDED.
2. Ms. Boyce shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

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

Certified True Copy

By 

Virginia Board of Nursing

ENTERED AND MAILED:

February 23rd 2017

NOTICE OF RIGHT TO APPEAL

Pursuant to Virginia Code § 54.1-2400(10), Ms. Boyce may, not later than 5:00 p.m., on March 28, 2017, notify Jay 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. This Order shall become final on March 28, 2017, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board of Nursing