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BEFORE THE COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE VA BD OF NURSING

IN RE: **JENNIFER ANNE SARGENT, L.N.P.**
License Number: 0024-173398
Case Number: 172931

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Committee of the Joint Boards of Nursing and Medicine ("Committee of the Joint Boards") and Jennifer Anne Sargent, L.N.P., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Sargent's license to practice as a nurse practitioner in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Jennifer Anne Sargent, L.N.P. was issued License Number 0024-173398 to practice as a nurse practitioner on March 14, 2016, which is scheduled to expire on August 31, 2017. Jennifer Anne Sargent, L.N.P. was also issued License Number 0001-219678 to practice professional nursing on July 7, 2009, which is scheduled to expire on August 31, 2017.
2. By Order of the Board of Nursing entered on July 22, 2015, Ms. Sargent's license to practice professional nursing was placed on probation for one year of actual nursing practice, subject to terms and conditions. Said action was based on findings that Ms. Sargent diverted narcotics for her personal and unauthorized use and falsely documented medication counts.
3. By Order of the Board of Nursing entered on April 19, 2016, Ms. Sargent was reprimanded and her license to practice professional nursing was continued on probation subject to the terms and conditions of the Order entered July 22, 2015. Said action was based on findings that Ms. Sargent failed to comply with several terms of the Board Order entered July 22, 2015.

4. On April 6, 2016, Ms. Sargent entered a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP") in which she acknowledged the use of opioids, and on June 20, 2016, she entered Recovery Monitoring Contract #1.

5. In a report dated June 29, 2016, the HPMP reported that on June 20, 2016, Ms. Sargent tested positive for tramadol (C-IV), for which she did not have a valid prescription. Subsequently, Ms. Sargent was required to attend outpatient substance abuse group meetings and 12-Step meetings.

6. The HPMP also reported that Ms. Sargent was not approved to look for practice. Further, in December 2016, Ms. Sargent reported to the Board of Nursing compliance manager that she was unemployed.

CONSENT

Jennifer Anne Sargent, L.N.P., by affixing her signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Committee of the Joint Boards; and the right to representation by counsel;
4. I waive my right to an informal conference;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Committee of the Joint Boards is a party;

6. I consent to the entry of the following Order affecting my licensure to practice as a nurse practitioner in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Committee of the Joint Boards hereby ORDERS as follows: Jennifer Sargent, L.N.P., shall be placed on PROBATION for one year of actual practice as a nurse practitioner subject to the following terms and conditions:

1. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Sargent has completed one year of actual nursing practice in employment as a licensed nurse practitioner ("practice employment"). The license of Ms. Sargent shall be reinstated without restriction at the completion of the probationary period without an administrative hearing 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 Committee of the Joint Boards makes a case decision with the Administrative Process Act, Virginia Code § 2.2-4000 et seq., and Virginia Code § 54.1-2400(9).

2. Ms. Sargent shall practice only in a structured and supervised practice employment setting satisfactory to the Committee of the Joint Boards for the first one year of probation. This employment setting shall provide on-site supervision by a physician or licensed nurse practitioner who works the same shift and holds an unrestricted license. For all current practice employment, and before beginning or changing practice employment during this period, Ms. Sargent shall have current and all prospective practice employers provide a written description of the employment setting to the Board of Nursing office for approval.

3. Ms. Sargent shall not use alcohol or any other mood altering chemical, except as prescribed by a health care practitioner with whom she has a bona fide practitioner/patient relationship and

for accepted medicinal or therapeutic purposes. Should she be prescribed any Schedule II-V controlled medication, a written report from the prescribing practitioner shall be provided to the Board of Nursing office within ten days of the date the medication is prescribed.

4. Ms. Sargent 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 Committee of the Joint Boards, Compliance, and any treatment providers, court-appointed probation or parole officers, and any/or consultants designated by the Committee of the Joint Boards, if applicable.

5. Ms. Sargent shall be required to have one supervised, unannounced random drug screen a month from a Board-approved testing entity, which includes testing for alcohol and the following drugs of choice: fentanyl, benzodiazepines and opiates. The Committee of the Joint Boards shall be notified immediately in writing if Ms. Sargent refuses to give a specimen for analysis as required by this Order, or of any positive results. All positive results must be confirmed by a confirmatory drug test, the results of which are to be sent to the Board of Nursing office immediately.

6. Performance evaluations shall be provided to the Committee of the Joint Boards, at the direction of Ms. Sargent, by all practice employer(s), using the forms provided by Compliance and available on the Board of Nursing's website.

7. Ms. Sargent 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. Sargent has current practice employment or not.

8. Written reports are required by the Order and, unless otherwise specified, shall be sent to Compliance at the Board of Nursing office 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 of Nursing's website for your convenience.

9. Ms. Sargent shall inform the Committee of the Joint Boards in writing within ten days of the date any practice employment begins, changes, is interrupted, or ends. Additionally, Ms. Sargent shall provide a contact name, address and phone number for each practice employer to the Committee of the Joint Boards.

10. Ms. Sargent shall inform all current and future practice employers that the Committee of the Joint Boards has placed her on probation and she shall provide each practice employer with a complete copy of this Order. If Ms. Sargent is employed through a staffing agency, she shall inform her supervisor at each facility where assigned that she is on probation.

11. Ms. Sargent shall return all copies of her license to practice as a nurse practitioner to the Board of Nursing office within ten days of the date of entry of this Order, along with payment of a duplicate license fee as specified in the Regulations Governing the Licensure of Nurse Practitioners. Upon receipt, the Board office shall issue a replacement nurse practitioner license marked "Probation with Terms."

12. Ms. Sargent shall maintain a course of conduct in her capacity as a nurse practitioner commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing the Licensure of Nurse Practitioners.

13. Any violation of the stated terms and conditions contained in this Order, failure to comply with all terms of this Order within five years of the date of entry of the Order, or of any law or regulation affecting the practice of nurse practitioners in the Commonwealth of Virginia shall be reason for suspending or revoking the license of Ms. Sargent, and an administrative hearing may be held to

determine whether her license shall be suspended or revoked.

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 COMMITTEE OF THE JOINT BOARDS

Jay Douglas

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

ENTERED: February 2/23/17

Certified True Copy

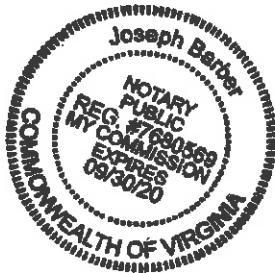
By *[Signature]*
Virginia Board of Nursing

SEEN AND AGREED TO:

Jennifer Anne Sargent
Jennifer Anne Sargent, L.N.P.

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

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this 14th day of Feb, 2017.



[Signature]
Notary Public

My commission expires:

9-30-20

Registration No.:

76F0569