

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: TAMMIE LEIGHANN TURNER SLAUGHTER, C.N.A.

Certificate Number: 1401-170346

Case Number: 169846

RATIFICATION AND ORDER


On January 25, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Tammie LeighAnn Turner Slaughter, C.N.A., 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.

Since Ms. Slaughter failed to appear at the informal conference, this Order shall be considered final. Ms. Slaughter has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Slaughter has thirty days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.


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 ON:



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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), Nancy K. Durrett, R.N., M.S., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on December 13, 2016 in Henrico County, Virginia, to inquire into evidence that Tammie LeighAnn Turner Slaughter, C.N.A., may have violated certain laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Ms. Slaughter did not appear 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 November 17, 2016, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Slaughter notifying her that an informal conference would be held on December 13, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. The certified mail receipt was signed and returned to the Board office. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Slaughter and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Tammie LeighAnn Turner Slaughter, C.N.A., was issued Certificate Number 1401-170346 to practice as a nurse aide on November 7, 2014, which is scheduled to expire on November 30, 2017. At all times relevant to the findings herein, said certificate was in full force and effect.

2. Ms. Slaughter violated Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-25-100(2)(e) of the Regulations Governing Certified Nurse Aides (“Regulations”) in that during the course of her employment with Blue Ridge Nursing Center, Inc., Stuart, Virginia:

a. On September 16, 2015, Ms. Slaughter used derogatory language towards Resident A while changing his incontinent garment and forcefully grabbed Resident B’s chin because the resident was grinding her teeth. This constitutes a finding of abuse pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D).

b. On a previous occasion, Ms. Slaughter used profanity towards Resident B while telling her to go to bed.

3. Both incidents were witnessed by other nurse aides. Ms. Slaughter’s employment was terminated on September 17, 2015.

4. Ms. Slaughter violated Virginia Code § 54.1-3007(2) and 18 VAC 90-25-100(2)(d) of the Regulations in that:

a. On the application for employment with Blue Ridge Rehab Center dated September 29, 2015, Ms. Slaughter failed to disclose her employment with Home Recovery-Home Aid, Inc., and reason for leaving. She also falsely indicated that her reason for leaving Stanleytown Health and Rehab Center was “needed full time job,” when, in fact, her employment had been terminated.

b. On the application for employment with Blue Ridge Nursing Center, Inc., dated May 12, 2015, she falsely answered “no” to the question “have you ever been discharged or requested to resign from a position,” when, in fact, her employment with Stanleytown Health and Rehab Center had been terminated.

c. On the application for employment with Home Recovery-Home Aid, Inc., dated April 1, 2015, Ms. Slaughter failed to disclose her employment with Blue Ridge Rehab Center from January 2015 to

February 2015, and her reason for leaving. She also failed to disclose her termination from Stanleytown Health and Rehab Center.

5. On February 22, 2016, during an interview with an investigator from the Department of Health Professions, Ms. Slaughter reported that she had been employed at Trinity Mission, Rocky Mount, Virginia, since January 4, 2016. She also reported having six employers since 2014, three of which resulted in terminations.

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. The certificate of Tammie LeighAnn Turner Slaughter, C.N.A., to practice as a nurse aide in the Commonwealth of Virginia is REVOKED.
2. The certificate of Tammie LeighAnn Turner Slaughter, C.N.A., will be recorded as REVOKED.
3. A Finding of Abuse shall be ENTERED against Tammie LeighAnn Turner Slaughter, C.N.A., in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Slaughter's employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

Reviewed and approved on January 3, 2017
By Nancy K. Durrett, R.N., M.S.
Agency Subordinate