

BEFORE THE VIRGINIA BOARD OF NURSING

**IN RE: JILLIAN DALTON, R.N.
License Number: 0001-255856
Case Number: 171284**

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. Jillian Dalton, R.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. Dalton may, not later than 5:00 p.m., on March 2, 2017, notify Jay P. Douglas, 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

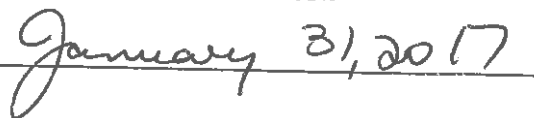


Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

Certified True Copy

By 
Virginia Board of Nursing

ENTERED AND MAILED ON:



This Order shall become final on March 2, 2017, unless a request for a formal administrative hearing is received as described above.

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IN RE: JILLIAN DALTON, R.N.
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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 October 27, 2016 in Henrico County, Virginia, to inquire into evidence that Jillian Dalton, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Ms. Dalton appeared at this proceeding and was represented by Ramon Rodriguez, Esquire.

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 June 22, 2016, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Dalton notifying her that an informal conference would be held on July 14, 2016. Ms. Dalton’s request for continuance was granted and she was informed of the October 27, 2016 date. 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. Jillian Dalton, R.N., was issued License Number 0001-255856 to practice professional nursing on January 7, 2015, which is scheduled to expire on March 31, 2018. 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. Dalton violated Virginia Code § 54.1-3007(5) in that during the course of her employment with Riverside Regional Medical Center, Newport News, Virginia ("Riverside"), on November 18, 2015, she removed one syringe of Dilaudid (hydromorphone, C-II) 1mg/1ml for Patient A and failed to timely document wasting the medication.

3. At the informal conference, Ms. Dalton stated that after pulling the medication she placed it in her pocket because the patient wanted to shower before receiving her medication. Ms. Dalton instructed the patient to call her when she was ready for the medication, and Ms. Dalton would administer the medication. According to Ms. Dalton, the patient never called her before she was instructed to leave her shift early due to a low census. Due to leaving in a hurry, Ms. Dalton forgot to remove the medication from her pocket. Ms. Dalton stated that she now knows that she should have wasted the medication as soon as the patient refused it.

4. Ms. Dalton violated Virginia Code § 54.1-3007(5) and (6) in that during the course of her employment with Riverside, on November 18, 2015, Ms. Dalton submitted a for-cause urine drug screen that was positive for hydromorphone (C-II), oxymorphone (C-II), and oxycodone (C-II), for which she did not have valid prescriptions. By her own admission, Ms. Dalton had taken what she believed to be a Percocet (acetaminophen/oxycodone, C-II) tablet from an old prescription on November 17, 2015.

5. Ms. Dalton's employment with Riverside was terminated on November 30, 2015.

6. At the informal conference, Ms. Dalton submitted a letter of reference and two certificates of completion for continuing nursing education courses.

7. Ms. Dalton is currently employed as an ICU nurse at Sentara Leigh Hospital, Norfolk, Virginia. According to Ms. Dalton, her employer is aware of her appearance before the Board and that she had previously failed a drug screen.

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. Jillian Dalton, R.N., is REPRIMANDED.
2. Jillian Dalton, R.N., shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Reviewed and approved on November 7, 2016
By Jane Elliott, R.N., Ph.D.
Agency Subordinate

Certified True Copy

By 
Virginia Board of Nursing