

Certified True Copy

By 
Virginia Board of Nursing



COMMONWEALTH of VIRGINIA

RECEIVED

David E. Brown, D.C.
Director

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

OCT 18 2016

October 18, 2016

VA BD OF NURSING

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 10/18/16

Jocelyn Williams, R.N.
537 Pelham Place
McDonough, GA 30253

RE: License Number: 0001-246055
Case Number: 175373

Dear Ms. Williams:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your right to renew your license to practice professional nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered October 17, 2016. You are hereby advised that you may not practice professional nursing or hold yourself out as a licensed professional nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at www.dhp.virginia.gov/Nursing.

If you have any questions about this matter, you can contact me at (804) 367-4474 or anne.joseph@dhp.virginia.gov.

Sincerely,



Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing
Enclosures

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

**IN RE: JOCELYN WILLIAMS, R.N.
License Number: 0001-246055
Case Number: 175373**

ORDER OF MANDATORY SUSPENSION


In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that the Montana Board of Nursing suspended the license of Jocelyn Williams, R.N., to practice nursing in the State of Montana. A copy of the Final Order by Default is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the right of Jocelyn Williams, R.N., to renew her license to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Jocelyn Williams, R.N., will be recorded as suspended. Should Jocelyn Williams, R.N., seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Ms. Williams' multistate licensure privilege, if any, to practice 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 or copying on request.




David E. Brown, D.C., Director
Virginia Department of Health Professions

ENTERED:

10/17/16

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Final Order by Default entered July 20, 2016, regarding Jocelyn Williams, R.N., is a true copy of the records received from the Montana Board of Nursing.



David E. Brown, D.C.

Date: 10/17/16



BEFORE THE BOARD OF NURSING
STATE OF MONTANA

In the Matter of Case No. 2015-NUR-LIC-753
JOCELYN WILLIAMS, FINAL ORDER BY DEFAULT
Registered Nurse, License No. 70412

Giving primary consideration to the sanctions necessary to protect and compensate the public and secondary consideration to sanctions necessary to rehabilitate Joselyn Williams, the Nursing enters the following:

FINDINGS OF FACT

1. The Department of Labor and Industry (Department) sent Licensee a Notice of Proposed Board Action and Opportunity for Hearing (Notice) by United States Postal Service (USPS) certified mail to the address on file with the Board, as authorized by Mont. Code Ann. § 37-1-309(1). See, Exhibit A attached.
2. The Notice was returned by USPS as "Undeliverable." Ex. A.
3. The Department made additional efforts reasonably calculated to provide Licensee notice of the proceeding and an opportunity to participate. Ex. A.
4. The Montana Board of Nursing (Board) initially issued Ms. Williams a registered nurse (RN) license, number 70412, on or about July 24, 2013.
5. Pursuant to Admin. R. Mont. 24.101.413(5)(t), the Board's RN licensees renew biannually, on or before December 31 of even numbered years.
6. Jocelyn Williams did not renew her RN license on or before December 31, 2014, causing it to lapse on January 1, 2015 and expire 45 days later. Mont. Code Ann. § 37-1-141.
7. On or about April 29, 2015, Ms. Williams renewed her then-expired RN license online and affirmed she completed 24 contact hours of continuing education (CE) for the January

1, 2013 through December 31, 2014 license renewal period. Ms. Williams's RN license is currently active through December 31, 2016.

8. Pursuant to Mont. Code Ann. § 37-1-131(3) and Admin. R. Mont. 24.159.2106, the Department conducted a CE audit, on behalf of the Board, in which it requested Ms. Williams demonstrate proof of completed CE for the January 1, 2013 through December 31, 2014 license period as a result of Ms. Williams's renewal of her expired RN license.

9. The Department sent Ms. Williams a letter dated May 8, 2015, to her contact information on record with the Board, notifying her she was subject to the audit and required to submit proof of having completed 24 contact hours of CE for the prior license period. After Ms. Williams failed to respond to the audit, the Department sent a second letter to her dated June 8, 2015. After Ms. Williams again failed to respond to the Department, a complaint was filed against her RN license on August 12, 2015.

10. The Department sent Ms. Williams a letter dated August 12, 2015, notifying her of the complaint and directing her to respond to it. Ms. Williams failed to respond to the complaint.

11. Effective October 1, 2015, the Board entered the Nurse Licensure Compact (NLC). Mont. Code Ann. § 37-8-451 et seq. As a result, Ms. Williams currently holds a Montana single-state RN license because her physical address on record with the Board is located out-of-state.

12. The Screening Panel convened on October 20, 2015, and reviewed the complaint against Ms. Williams. The Screening Panel found reasonable cause to believe Ms. Williams committed unprofessional conduct justifying disciplinary proceedings by failing to respond to the Department's audit.

CONCLUSIONS OF LAW

1. The Board has jurisdiction and authority to bring this action under Mont. Code Ann. Title 37, chapters 1 and 8.
2. Pursuant to Mont. Code Ann. § 37-1-309, failure to request a hearing within 20 days of receipt of the Notice constitutes a default on the charge or charges allowing the Board to enter a decision based on the facts available to it.
3. Respondent must provide the Board with any address and change of address within 30 days of the change. Mont. Code Ann. § 37-1-309.

Licensee's conduct violated Admin. R. Mont. § 24.159.2301 **CONDUCT OF NURSES**. The following is unprofessional conduct for a licensee or license applicant governed by this part:

(2) Unprofessional conduct, for purposes of defining 37-1-307, MCA, in addition to unprofessional conduct listed at 37-1-316, MCA, the following being unique, is determined by the board to mean behavior (acts, omissions, knowledge, and practices) which fails to conform to the accepted standards of the nursing profession and which could jeopardize the health and welfare of the people and shall include, but not be limited to, the following:

(i) failing to participate and cooperate in a Department of Labor and Industry investigation.

FINAL ORDER


1. Ms. Williams's RN license is hereby **SUSPENDED** until she submits proof to the Board office of having completed 24 contact hours of CE for the January 1, 2013 through December 31, 2014 license period. If Ms. Williams failed to complete 24 contact hours of CE during the January 1, 2013 through December 31, 2014 license period, she may satisfy this requirement by submitting proof she has completed 24 make-up hours of CE which can only count toward the January 1, 2013 through December 31, 2014 license period.

2. In lieu of completing the CE requirements of this Stipulation, Ms. Williams may **SURRENDER** her RN license to the Board. Should Ms. Williams later wish to return to practice in Montana, she must apply for a new license from the Board and satisfy all requirements for licensure applicable at the time of application. Within 30 days of entry of a Final Order in this matter, Ms. Williams will forward her license, pocket card, and/or any other indicia of licensure to the Board office at the following address:

Board of Nursing
301 South Park Avenue
P.O. Box 200514
Helena, MT 59620-0514

If Ms. Williams is no longer in possession of her license, pocket card, and/or other indicia of licensure, she can satisfy the requirement of surrendering her license by executing a sworn statement indicating she searched for but was unable to find her license documents, and wishes to surrender her license by signed writing.

DATED this 20 day of July, 2016.



Presiding Officer
Board of Nursing

CERTIFICATE OF SERVICE

I certify I served a true and accurate copy of the foregoing *FINAL ORDER BY DEFAULT*
via United States Postal Service, first-class, postage prepaid, on the following:

JOCELYN WILLIAMS
537 PELHAM PLACE
MCDONOUGH GA 30253

DATED this 25th day of July, 2016.

Heidi Kaufman
Montana Department of Labor and Industry