

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **Maria Ann Hryhorenko, R.N.**
License Number: 0001-244265
Case Number: 169742

RATIFICATION AND ORDER

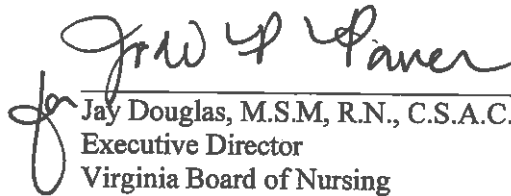
On September 21, 2016, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Maria Ann Hryhorenko, R.N. was not present nor was she represented by legal counsel.

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.

Since Ms. Hryhorenko failed to appear at the informal conference, this Order shall be considered final. Ms. Hryhorenko 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. Hryhorenko 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 P. Douglas, 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:

September 28, 2016

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: Maria Ann Hryhorenko, 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 June 23, 2016 in Henrico County, Virginia, to inquire into evidence that Maria Ann Hryhorenko, R.N. may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Ms. Hryhorenko 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 May 25, 2016, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Hryhorenko notifying her that an informal conference would be held on June 23, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing. The Notice sent by certified mail was signed for and returned to the Board. 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. Hryhorenko and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Maria Ann Hryhorenko, R.N. was issued License Number 0001-244265 to practice professional nursing on May 14, 2013, which is scheduled to expire on September 30, 2016. At all times relevant to the allegations herein, said licenses was in full force and effect. Her primary state of residence is Virginia.
2. By Order of the Board entered on June 10, 2015 (“Board’s Order”), the Board took no action on Ms. Hryhorenko’s license to practice as a professional nurse in Virginia conditioned upon her continued compliance with the Health Practitioners’ Monitoring Program (“HPMP”). This Order was based on findings that Ms. Hryhorenko, on several occasions during the course of her employment with Chesapeake Regional Medical Center, Chesapeake, Virginia, from September to October of 2014, diverted narcotic medications for her personal and unauthorized use, and that she had entered the HPMP on January 6, 2015.
3. Ms. Hryhorenko violated Virginia Code § 54.1-3007(6) and Term Number 1 of the Board's Order, which required her to comply with all terms and conditions of the HPMP, in that on September 18, 2015, Ms. Hryhorenko was dismissed from the HPMP for continued use of opiates and alcohol, failure to attend treatment as recommended, non-compliance with the toxicology screening program, and failure to maintain communication with the HPMP.
4. On November 3, 2015, Ms. Hryhorenko informed an investigator for the Department of Health Professions that she was still using oxycodone.
5. On November 3, 2015, Ms. Hryhorenko agreed to a drug screen to be performed by Labcorp, but the investigator for the Department of Health Professions never received notification from Labcorp that a drug screen was performed.

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. Maria Ann Hryhorenko is REPRIMANDED.
2. The license of Maria Ann Hryhorenko to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license of Maria Ann Hryhorenko will be recorded as SUSPENDED.
4. This suspension applies to any multistate privilege to practice professional nursing.
5. Should Maria Ann Hryhorenko seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Maria Ann Hryhorenko to demonstrate that she is safe and competent to return to the practice of professional nursing. Maria Ann Hryhorenko shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

Reviewed and approved on July 11, 2016
By Jane Elliott, R.N., Ph.D.
Agency Subordinate

Certified True Copy

By 
Virginia Board of Nursing