

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: STEPHANIE ANNE CERNY, R.N.
License Number: 0001-256743
Case Number: 172647, 171300

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), a Special Conference Committee of the Virginia Board of Nursing (“Board”) held an informal conference on August 11, 2016, in Henrico County, Virginia, to inquire into evidence that Stephanie Anne Cerny, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Stephanie Anne Cerny, R.N. appeared at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated July 15, 2016, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Cerny notifying her that an informal conference would be held on August 11, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Stephanie Anne Cerny, R.N. was issued License Number 0001-256743 to practice professional nursing on February 18, 2015, which is scheduled to expire on November 30, 2016. At

all times relevant to the findings contained herein, said license was current and active. Her primary state of residence is Virginia.

2. Ms. Cerny violated Virginia Code 54.1-3007(6) in that she is unsafe to practice professional nursing due to substance abuse. Specifically, in December 2015, Ms. Cerny was voluntarily admitted to the psychiatric unit of Carilion Roanoke Memorial Hospital, Roanoke (“CRMH”), Virginia, for treatment of opiate withdrawal and her admitted ten-year history of opiate abuse. She sought this medical treatment because she was pregnant and was concerned about the effect of her opiate abuse on her pregnancy.

3. Ms. Cerny violated Virginia Code 54.1-3007(5) in that her employment with CRMH was terminated in February 2016 for concerns with her medication administration and narcotic waste practices. Further, Ms. Cerny admitted at the informal conference to using narcotics on days that she worked as a professional nurse.

4. Ms. Cerny admitted at the informal conference to being addicted to opiates. However, she denied diverting any narcotic medication from her employer because she was able to obtain her drug of choice from other sources.

5. Ms. Cerny has been receiving substance abuse treatment since January 2016 in group therapy and individual counseling. She is currently prescribed Prozac, Gabapentin, and suboxone. She has undergone weekly drug testing since January 2016 and all of her drug screens have been appropriate. Ms. Cerny reported her date of sobriety as December 16, 2015. Ms. Cerny stated that she is willing to enter the Health Practitioners’ Monitoring Program and has been in contact with the Program.

6. Ms. Cerny stated that she was not currently employed.

ORDER

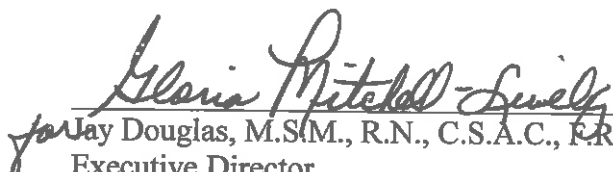
Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The Board shall TAKE NO ACTION at this time, contingent upon Stephanie Anne Cerny's entry into the Virginia Health Practitioners' Monitoring Program ("HPMP") and proof of entry into a Contract with the HPMP within 60 days of the date this Order is entered. Thereafter, Stephanie Anne Cerny shall comply with all terms and conditions of the HPMP for the period specified by the HPMP.
2. This Order is applicable to Stephanie Anne Cerny's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Stephanie Anne Cerny shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where she seeks to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.
3. Upon receipt of evidence of Stephanie Anne Cerny's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Stephanie Anne Cerny's appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.
4. Stephanie Anne Cerny shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.
5. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of professional nursing shall constitute grounds for further disciplinary action.

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.

Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Cerny's health records or health services.


FOR THE BOARD


for 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:



NOTICE OF RIGHT TO APPEAL

Pursuant to Virginia Code § 54.1-2400(10), Ms. Cerny may, not later than 5:00 p.m., on October 5, 2016, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., 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. This Order shall become final on October 5, 2016, unless a request for a formal administrative hearing is received as described above.