

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE:           DIANE RENEE OLSEN, R.N. REINSTATEMENT APPLICANT**

**License Number:   0001-208243**  
**Suspension Date:   March 16, 2016**  
**Case Number:       173491**

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**NOTICE OF FORMAL ADMINISTRATIVE HEARING  
AND STATEMENT OF ALLEGATIONS**

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**You are hereby notified that a formal hearing has been scheduled before the Board of Nursing (“Board”) regarding your application for reinstatement of your license to practice professional nursing in the Commonwealth of Virginia following its mandatory suspension by the Department of Health Professions.**

<b>TYPE OF PROCEEDING:</b>	This is a formal administrative hearing before a panel of the Board of Nursing.
<b>DATE AND TIME:</b>	<b>July 18, 2016</b> <b>1:00 P.M.</b>
<b>PLACE:</b>	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 <sup>nd</sup> Floor - Virginia Conference Center Henrico, Virginia 23233

**LEGAL AUTHORITY AND JURISDICTION:**

1. This formal hearing is being held pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11). This proceeding will be convened as a public meeting pursuant to Virginia Code § 2.2-3700.

2. The burden rests on you, as the applicant, to demonstrate that you meet the requirements of Virginia Code § 54.1-2409(D).

3. In considering your application, the Board will consider evidence that grounds may exist to refuse to issue you a license to practice professional nursing, as more fully set out in the enclosed Statement of Allegations.

4. At the conclusion of the proceeding, the Board is authorized to take any of the following actions:

- Approve your application and issue an unrestricted license to practice professional nursing;

- Approve your application and issue a restricted license subject to terms and conditions;
- Deny your application;
- Deny your application and continue your license on indefinite suspension or revoke your license.

**ABSENCE OF RESPONDENT AND RESPONDENT'S COUNSEL:**

If you fail to appear at the formal hearing, the Board may proceed to hear this matter in your absence and may take any of the actions outlined above.

**RESPONDENT'S LEGAL RIGHTS:**

You have the right to the information on which the Board will rely in making its decision, to be represented by counsel at this proceeding, to subpoena witnesses and/or documents, and to present relevant evidence on your behalf.

**COMMONWEALTH'S EXHIBIT:**

Enclosed is a copy of the documents that will be distributed to the members of the Board and will be considered by the Board when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the formal hearing.**

**FILING DEADLINES:**

1. Deadline for filing exhibits: July 12, 2016. Submit 15 copies of all documents you want the Board to consider to Darlene Graham, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.
2. Deadline for filing motions, including requests for continuance or objections to exhibits, in writing, to Darlene Graham at the above address: July 12, 2016. NOTE: Failure to object to the distribution prior to the proceeding will not affect your right to contest any information contained in these documents at the proceeding.

**OTHER IMPORTANT INFORMATION:**

Pursuant to Virginia Code § 54.1-2409(D), reinstatement of your license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

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### STATEMENT OF ALLEGATIONS

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The Board of Nursing alleges that grounds exist to refuse to reinstate the license of Diane Renee Olsen, R.N. to practice professional nursing in that:

1. Diane Renee Olsen, R.N., violated Virginia Code § 54.1-3007(7) in that, on February 17, 2016, the Tennessee Board of Nursing, by Consent Order, accepted the voluntary surrender of Ms. Olsen's privilege to practice nursing, through the Nurse Licensure Compact in the State of Tennessee. Pursuant to Virginia Code § 54.1-2409, Ms. Olsen's voluntary surrender of her privilege to practice nursing formed the basis for the mandatory suspension of her license by Order of the Department of Health Professions entered March 16, 2016.
2. Ms. Olsen violated Virginia Code § 54.1-3007(5) and (6) in that, during the course of her employment with St. Thomas Midtown Hospital ("St. Thomas"), Nashville, Tennessee, on or about February 22, 2015, Ms. Olsen was observed exhibiting impaired behavior while on duty. Ms. Olsen submitted to a reasonable suspicion urine drug screen which was positive for cocaine.
3. Ms. Olsen violated Virginia Code § 54.1-3007(2) and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing ("Regulations") in that, in or about May of 2015, she omitted information on her employment application with Sentara Northern Virginia Medical Center ("Sentara"), Woodbridge, Virginia, about her prior employment and termination from St. Thomas.
4. Ms. Olsen violated Virginia Code § 54.1-3007(3) and (5) and § 54.1-3008(5), in that in or about March of 2016, during the course of her employment with Sentara, she practiced as a nurse after having been notified that her nursing license had been suspended.



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

July 5<sup>th</sup>, 2016  
Date