

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: Yvette L. Lawson, L.P.N.
License Number: 0002-068474
Case Number: 169393

RATIFICATION AND ORDER

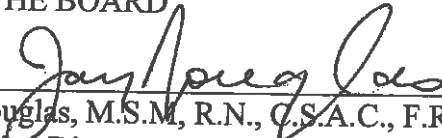
On July 20, 2016, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Yvette L. Lawson, L.P.N. was not present nor was she represented by legal counsel.

In consideration whereof, the Board of Nursing ACCEPTS the attached Amended Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Amended 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.

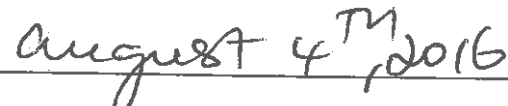
Since Ms. Lawson failed to appear at the informal conference, this Order shall be considered final. Ms. Lawson has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Lawson has thirty days from the date of 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, M.S.M., R.N., C.S.A.C., F.R.E., 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



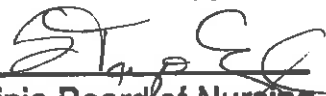
Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED AND MAILED ON:



August 4TH, 2016

Certified True Copy

By 

Virginia Board of Nursing

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: Yvette L. Lawson, L.P.N.
License Number: 0002-068474
Case Number: 169393

AMENDED 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 1, 2016 in Henrico County, Virginia, to inquire into evidence that Yvette L. Lawson, L.P.N. may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Ms. Lawson 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 April 26, 2016, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Lawson notifying her that an informal conference would be held on June 1, 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 and the Notice sent by first class mail were returned to the Board office marked “return to sender; unable to forward.” Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Lawson and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Yvette L. Lawson, L.P.N. was issued License Number 0002-068474 to practice practical nursing on April 20, 2004, which expired on June 30, 2016. At all times relevant to the allegations herein, said license was in full force and effect. Her primary state of residence is Virginia.

2. During the course of her employment with Our Lady of Peace, Charlottesville, Virginia:

a. Ms. Lawson violated Virginia Code § 54.1-3007(2), (5), (6) and (8) and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing ("Regulations") in that from August 9, 2015 to August 22, 2015, Ms. Lawson diverted hydrocodone (C-II) from Resident A for her personal and unauthorized use.

b. Video surveillance revealed that Ms. Lawson was the only employee seen accessing Resident A's room while the resident was out. Approximately 130 tablets were unaccounted for.

c. Ms. Lawson denied diverting the medication.

d. Ms. Lawson violated Virginia Code § 54.1-3007(2), (5), (6) and (8) and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations in that from May 21, 2015 to August 20, 2015, on 24 occasions, Ms. Lawson diverted hydrocodone by documenting that she administered PRN hydrocodone to Resident B; however, she failed to actually do so.

e. Resident B, who was alert and oriented, reported that he never asked for or received pain medication at night. Video surveillance for the last six days that Ms. Lawson documented administering hydrocodone revealed that she only entered Resident B's room two times.

3. Ms. Lawson's employment with Our Lady of Peace was terminated on August 28, 2015, due to her diversion of narcotics.

4. On October 7, 2015, during an interview with a Department of Health Professions investigator, Ms. Lawson admitted that on May 23 and 25, 2015, she sampled strawberries injected

with vodka by a co-worker while on duty. Ms. Lawson was in a supervisory capacity of the co-worker when the incidents occurred. Ms. Lawson reported that she should have done a better job and that she did not always perform at her best.

5. Ms. Lawson violated Virginia Code § 54.1-3007(2) and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that on the application for employment with Our Lady of Peace dated June 23, 2011, Ms. Lawson falsely answered “no” to the question pertaining to having disciplinary action taken against her, when, in fact, by Order of the Board entered March 25, 2009, Ms. Lawson was ordered to pay a monetary penalty for practicing practical nursing on an expired license.

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. Yvette L. Lawson is REPRIMANDED.
2. The right of Yvette L. Lawson to renew her license to practice practical nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license of Yvette L. Lawson will be recorded as SUSPENDED.
4. This suspension applies to any multistate privilege to practice practical nursing.
5. Should Yvette L. Lawson seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Yvette L. Lawson to demonstrate that she is safe and competent to return to the practice of practical nursing. Yvette L. Lawson 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 June 13, 2016
By Jane Elliott, R.N., Ph.D.
Agency Subordinate

Certified True Copy

By 
Virginia Board of Nursing