

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: MARY KATHRYN HONSINGER, R.N. REINSTATEMENT APPLICANT
License Number: 0001-215408
D.C. License No.: RN1026637
Suspension Date: February 2, 2016
Case Number: 172245

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

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.

TYPE OF PROCEEDING:	This is a formal administrative hearing before a panel of the Board of Nursing.
DATE AND TIME:	May 16, 2016 9:00 A.M.
PLACE:	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 nd 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 upon you, as the applicant, to demonstrate that you are capable of resuming the safe and competent practice of professional nursing in Virginia
3. In considering your application, the Board will consider evidence that grounds may exist to deny your application for reinstatement of your 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.

DEFAULT:

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: May 10, 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: May 10, 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:

For reinstatements after mandatory suspension: 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.

STATEMENT OF ALLEGATIONS

The Board of Nursing alleges that grounds exist to refuse to reinstate the license of Mary Kathryn Honsinger, R.N. to practice professional nursing in that:

1. Ms. Honsinger violated Virginia Code § 54.1-3007(4) in that:

a. On or about July 21, 2015, she was convicted in the Circuit Court of the City of Williamsburg/James City County, Virginia, of making or uttering a forged prescription, a felony.

b. On or about April 10, 2015, she was convicted in the Circuit Court of New Kent County, Virginia, of possession of heroin, a felony.

2. Ms. Honsinger violated Virginia Code § 54.1-3007(7) in that:

a. On or about August 31, 2015, Ms. Honsinger's multistate privilege to practice professional nursing in Maryland was suspended by the Maryland Board of Nursing based on findings that in August 2012, while employed at a Maryland hospital, she had withdrawn narcotic medications on several occasions without a physician's order and without documenting the administration, waste or return of the medication.

b. On or about August 27, 2014, Ms. Honsinger's license to practice professional nursing in Washington, D.C., was suspended by the Government of the District of Columbia, Department of Health, Board of Nursing, after the D.C. Board found that Ms. Honsinger's license to practice professional nursing in Virginia had been indefinitely suspended by the Virginia Board of Nursing.

3. Ms. Honsinger violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice professional nursing, as evidenced by the following: On or about September 30, 2015, Ms. Honsinger signed a Participation Contract with the Health Practitioners' Monitoring Program in which she

acknowledged she may suffer from the disease of chemical dependency, including a history of heroin and cocaine abuse, that impairs her ability to practice professional nursing safely.

4. Ms. Honsinger violated Virginia Code § 54.1-3007(5) and (6) in that in or about January 2013, she tested positive for heroin on a pre-employment drug screen with Bayhealth Medical Center, Dover, Delaware.

5. Ms. Honsinger 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 in that, as found by the Maryland Board of Nursing on August 31, 2015, during the course of her employment with a Maryland hospital, in August 2012, she withdrew narcotic medication from the facility's Pyxis machine on multiple occasions without a physician's order and without documenting the administration, wastage or return of the medication.



Jay Douglas, MSM, RN, CSAC, PRE
Executive Director
Virginia Board of Nursing

April 29th, 2014
Date