

VIRGINIA:

BEFORE THE BOARD OF NURSING

RE: LISA M. TRUSLER, R.N.

ORDER

Pursuant to § 9-6.14:12, § 54.1-110 and § 54.1-2400(9) of the Code of Virginia (1950), as amended (the "Code"), a formal administrative hearing was held before a panel of the Board of Nursing (the "Board") on November 14, 1994, in Henrico County, Virginia, to receive and act upon evidence that Lisa M. Trusler, R.N., may have violated certain laws and regulations governing the practice of professional nursing in Virginia. The case was prosecuted by Clyde W. Mathews, Jr., Director of Administrative Proceedings for the Department of Health Professions. Howard M. Casway, Assistant Attorney General, was present as legal counsel for the Board. Lisa M. Trusler, R.N., was present and was represented by Henry Howell, III, Esquire. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Lisa M. Trusler, R.N., holds License No. 0001-111949 issued by the Virginia Board of Nursing.
2. On September 4, 1992, a monitoring report of Ms. Trusler's probation was prepared which indicated that she was in violation of the terms of her probation, in that:
  - a. Ms. Trusler failed to contemporaneously inform the Board

of changes of employment as required by Term 3.

- b. Nursing performance evaluations have not been submitted in a timely manner as required by Term 5.
- c. Term 7 requires random drug screens to be submitted quarterly. Only one drug screen, dated July 1, 1991, was received during the period of January 30, 1991, to January 21, 1992.
- e. Ms. Trusler failed to have her prescribing physicians inform the Board of prescriptions for various Schedule VI controlled substances as required by Term 8.

On December 7, 1992, Ms. Trusler met with an informal conference committee of the Board. At that time, the Committee deferred further action against Ms. Trusler's license conditioned upon her future compliance with the terms and conditions of her probation.

3. During the course of Ms. Trusler's employment with Tidewater Children's Associates, Virginia Beach, Virginia, between November 8, 1993, and December 3, 1993:

- a. On one occasion, Ms. Trusler was immunizing a patient when the syringe and needle separated, causing partial loss of the liquid in the syringe. Subsequently, Ms. Trusler was reluctant to follow a physician's order to re-inject the child with another 3/4 dose and another nurse completed the procedure.
- b. On one occasion, Ms. Trusler continued to administer a penicillin injection after blood appeared in the syringe, indicating an incorrect injection site.

- c. On one occasion, Ms. Trusler administered a penicillin injection without properly restraining the patient.
  - d. On December 3, 1993, Ms. Trusler's employment was terminated based on concerns regarding her attitude and nursing skills. She failed to report her termination to the Board, as required by Term 3.
4. Between August 12, 1993, and February 24, 1994, Ms. Trusler did not undergo any random, observed urine drug screens, and failed to submit the required quarterly drug screen report, due December 31, 1993, as required by Term 7.
  5. A quarterly self-report was not received in a timely manner from Ms. Trusler for the quarter ending September, 1993, as required by Term 9.
  6. Since January, 1994, Ms. Trusler has submitted all required self-reports, nursing performance evaluations and quarterly drug screen reports in a timely manner.
  7. Since April 25, 1994, Ms. Trusler has been employed at Crawford and Company Healthcare Management, Norfolk, Virginia, as a rehabilitation nurse, where her performance has been satisfactory. Her supervisor describes her as a responsible, knowledgeable and dedicated employee.

#### CONCLUSIONS OF LAW

Based upon the Findings of Fact, the Board concludes that Lisa M. Trusler, R.N., has violated Term Numbers 2, 3, 5, 7, 8 and 9 of the terms of her probation as set forth in a Consent Order entered January 30, 1991.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS that License No. 0001-111949, issued to Lisa M. Trusler, R.N., to practice professional nursing in the Commonwealth of Virginia, be and hereby is CONTINUED ON PROBATION with the following terms and conditions:

1. The period of probation shall begin on the date that this Order is final and shall continue INDEFINITELY. Ms. Trusler may request that the Board end her probation after not less than two (2) years compliance with the following terms and conditions.
2. All written reports required by this Order shall be sent to the Board office with the first report being received no later than forty-five (45) days following the date that this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.
3. Ms. Trusler shall inform her nursing employer and each future nursing employer that the Board has placed her license on probation and shall provide her employer with a copy of this Order. If, at any time, Ms. Trusler is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that her license is on probation.
4. Ms. Trusler shall practice nursing only in a structured, supervised employment setting satisfactory to the Board. This employment setting shall provide on-site supervision by a Medical Doctor or Registered Nurse who holds an unrestricted

license. Before changing employment, Ms. Trusler shall have her prospective employer provide a written description of the structured, supervised employment setting to the Board office for approval.

5. Ms. Trusler shall inform the Board in writing within ten (10) days of any change of employment including the name and address of the new employer as well as the date she begins employment. Ms. Trusler shall inform the Board in writing within ten (10) days of any interruption in nursing practice.
6. Ms. Trusler shall enroll in and successfully complete a refresher course or tutorial in the administration of medications and will not administer any injectable medication to patients until she has provided written evidence to the Board of satisfactory completion of the course and has received permission from the Board to do so.
7. Ms. Trusler shall direct her nursing employer to provide a written nursing performance evaluation to the Board as stated in term number 2.
8. Ms. Trusler shall be required to have supervised, unannounced drug screens to include alcohol and have all results sent to the Board as stated in term number 2. The Board shall be notified immediately in writing of any positive results or if Ms. Trusler refuses to give a specimen for analysis as required by this Order.
9. Ms. Trusler shall not use alcohol or any other mood altering chemical except as prescribed by a physician with whom she has established a genuine physician/patient relationship and for

accepted medicinal or therapeutic purposes. Should she be prescribed any medication such as a narcotic, depressant, tranquilizer or stimulant, a written report from the prescribing physician shall be provided to the Board within ten (10) days of the date of the prescription.

10. Written reports shall be provided by Ms. Trusler which will include her current address and current employment, if any. These reports shall be sent to the Board office as stated in term number 2.
11. Ms. Trusler, as a Registered Nurse, shall conduct herself in agreement with the requirements of Title 54.1, Chapter 30 of the Code of Virginia (1950), as amended, and the Board of Nursing Regulations.

Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Lisa M. Trusler, R.N., and a hearing shall be held to decide whether her license shall be revoked.

Pursuant to § 9-6.14:14 of the Code of Virginia (1950), as amended, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying on request.

As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Trusler has thirty (30) days from the service date in which to appeal this decision by filing a Notice of Appeal with Corinne F. Dorsey, R.N., Executive Director, Board of Nursing, 6606 W. Broad Street, Fourth Floor, Richmond, Virginia 23230-1717. The service

date shall be defined as the date Ms. Trusler actually received this decision or the date it was mailed to her, whichever occurred first. In the event this decision is served upon her by mail, three (3) days are added to that period.

FOR THE BOARD

Corinne F. Dorsey  
Corinne F. Dorsey, R.N.  
Executive Director

ENTERED: November 17, 1994

RECEIVED: Nov 18, 1994

BY: John W. Hasty  
John W. Hasty, Director  
Department of Health Professions

Certificate of Service

I hereby certify that a certified true copy of the foregoing order was mailed on this day to Lisa M. Trusler, R.N., at 1510 Colonnade Drive, Virginia Beach, Virginia, 23451, and to Henry E. Howell, III, Esquire, at 3330 Pacific Avenue, Suite 200, Virginia Beach, Virginia, 23451.

Corinne F. Dorsey  
Corinne F. Dorsey, R.N.  
Executive Director

November 21, 1994  
Date