

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JODI SANDERSON, R.N. REINSTATEMENT APPLICANT
License No.: 0001-164590

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Jodi Sanderson, who, prior to its mandatory suspension by the Department of Health Professions on May 11, 2012, following the suspension of her license to practice professional nursing in Minnesota, held License No. 0001-164590 to practice professional nursing in Virginia, which expired on November 30, 2010, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on November 19, 2013, at 1:30 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Sanderson will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Sanderson has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Sanderson desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon Ms. Sanderson’s application for reinstatement of her license to practice professional nursing in Virginia, which was mandatorily suspended by the Department of Health Professions on May 11, 2012, to inquire into evidence that Ms. Sanderson may have violated certain laws and regulations governing professional nursing practice in Virginia, and to inquire into

evidence that Ms. Sanderson may be in violation of a Board order entered April 12, 2007 (“Board’s Order”), as more fully set forth in the Statement of Particulars below.

The burden rests upon Ms. Sanderson, as the petitioner, to demonstrate that she is capable of resuming the safe and competent practice of professional nursing in Virginia.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Sanderson’s license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Jodi Sanderson may be in violation of Term No. 4 of the Board’s Order, which required performance evaluations to be provided monthly by the last day of the month, at Ms. Sanderson’s direction, in that she failed to have any performance evaluations provided from May 2010 through the end of her employments with American Indian Community Development Corporation Detox Center, St. Paul, Minnesota, and the Ramsey County Detox Center in December 2011.
2. Ms. Sanderson may be in violation of Term No. 6 of the Board’s Order, which prohibited her from using alcohol or any other mood-altering chemical, except as prescribed by a health-care practitioner with whom she has a bona fide practitioner/patient relationship and for accepted medicinal or therapeutic purposes, and required her to cause a written report from the prescribing practitioner of any prescription for a Schedule II-V controlled medication to be sent to the Board. Specifically, she was unable to explain a May 3, 2010, drug screen, which was positive for benzodiazepines, submitted pursuant to her participation in the Minnesota’s Health Practitioners’ Services Program, that state’s equivalent of Virginia’s Health Practitioners’ Monitoring Program.
3. Ms. Sanderson may be in violation of Term No. 7 of the Board’s Order, which required her to undergo monthly, supervised and unannounced random drug screens from a Board-approved testing entity,


to include testing for alcohol, Xanax (Schedule IV), Percocet (Schedule II), and hydromorphone (Schedule II), in that she failed to submit to any drug screens after about May 22, 2010.

4. Ms. Sanderson may be in violation of Term No. 8 of the Board's Order, which required her to submit quarterly Self-Reports beginning with the initial report due on June 11, 2007, and continuing on the last day of the months of September, December, March and June until the period of probation ends. Specifically, Ms. Sanderson has failed to submit any Self-Reports since July 12, 2010.

5. Ms. Sanderson may be in violation of § 54.1-3007(6) of the Code in that she may be unable to safely practice professional nursing due to substance abuse and/or mental illness. Specifically, by her own admission, she has an extensive history of substance abuse since the entry of the Board's Order, including crack cocaine, alcohol, and opioids. She has not received any substance abuse counseling since June 2012, and she has a previous diagnosis of depression, which is currently not monitored by a mental health professional.

6. Ms. Sanderson may be in violation of § 54.1-3007(7) of the Code in that her licenses to practice professional nursing and practical nursing in the state of Minnesota were suspended by the Minnesota Board of Nursing on April 11, 2012.

FOR THE BOARD


Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director for the
Board of Nursing

ENTERED: November 7, 2013