

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: WILLIAM G. DEAN, R.N. REINSTATEMENT APPLICANT**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on February 2, 2011, in Henrico County, Virginia, to receive and act upon William G. Dean’s application for reinstatement of his license to practice professional nursing in Virginia and to inquire into evidence that Mr. Dean may have violated certain laws and regulations governing professional nursing practice. Mr. Dean was present and was not represented by counsel. Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. William G. Dean was issued License No. 0001-160434 to practice professional nursing in the Commonwealth of Virginia on July 24, 1998. Said license was suspended by Order of the Board entered on September 30, 2008. Mr. Dean’s primary state of residence is Virginia.
2. By letter dated January 12, 2011, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Mr. Dean notifying him that an informal conference would be held on February 2, 2011. The Notice was sent by certified and first class mail to 68 Major Street, Lebanon, Virginia, 24266, the address of record on file with the Board of Nursing.
3. Mr. Dean submitted an application for reinstatement of his license to practice professional nursing which was received by the Board on October 1, 2010.

4. Mr. Dean stated that he signed a monitoring contract with the Health Practitioners' Monitoring Program on the morning of the informal conference, and further stated that he intended to submit the signed contract to the Program at the conclusion of the conference.

5. Mr. Dean admitted to drinking alcohol on October 31, 2010, and December 31, 2010, to using marijuana in the past year, and to being a drug addict. He admitted that he is currently not seeing a counselor or psychiatrist, or seeking any mental health or substance abuse treatment. He further stated that he is not attending either Narcotics Anonymous or Alcoholics Anonymous meetings.

6. Mr. Dean stated that he last worked as a nurse in November 2008 and that he completed 12 hours of continuing education on September 28, 2010.

7. Mr. Dean identified his mother and father, with whom he is currently residing and his friends as his primary support system. Mr. Dean, who is currently employed at a grocery store, received positive letters of recommendation from his direct supervisor and the manager of the store's pharmacy.

#### **CONCLUSIONS OF LAW**

1. Based on the above Findings of Fact, the Committee concludes that Mr. Dean is a candidate for the Health Practitioners' Monitoring Program ("HPMP").

2. The Committee concludes that Mr. Dean has demonstrated satisfactory evidence that he is prepared to resume practice in a safe and competent manner.

#### **ORDER**

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. The license of William Dean shall be REINSTATED upon verification of entry into the Health Practitioners' Monitoring Program within 30 days of the date of entry of this Order and shall be contingent on Mr. Dean's remaining in compliance with the terms of a recovery monitoring contract.

2. This order shall be applicable to Mr. Dean's multistate licensure privilege, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Mr. Dean shall not work outside the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Mr. Dean wishes to work. Any request for out of state employment shall be directed, in writing, to the Executive Director of the Board.

3. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Mr. Dean, and an administrative proceeding shall be held to decide whether his license should be revoked. Mr. Dean shall be noticed to appear before the Board at such time as the Board is notified that:

a. Mr. Dean is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

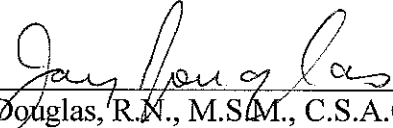
b. There is a pending investigation or unresolved allegation against Mr. Dean involving a violation of law or regulation or any term or condition of this Order; or

c. Mr. Dean has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Mr. Dean's participation in and compliance with the HPMP, the Board, at its discretion, may waive Mr. Dean's appearance before the Board and conduct an administrative review of this matter.

4. Mr. Dean shall maintain a course of conduct in his capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, 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.

FOR THE COMMITTEE

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

ENTERED: February 14<sup>th</sup>, 2011

**NOTICE OF RIGHT TO FORMAL HEARING**

If you do not consent to the Committee's decision and desire a hearing before the Board or a panel thereof, you shall notify, in writing, the Executive Director of the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, within 33 days of the date of entry of this Order. This Order shall become final upon expiration of the 33-day period unless a request for a formal hearing is received within such time. Upon receiving a timely request for a hearing, this Order shall be vacated and the Board or a panel thereof shall proceed with a hearing as provided in § 2.2-4020 *et seq.* of the Code.