

VIRGINIA

BEFORE THE BOARD OF NURSING

**IN RE: MONICA D. MINOR, C.N.A. REINSTATEMENT APPLICANT
(a.k.a. MONICA M. MOORE)**

ORDER

Pursuant to § 2.2-4019, § 2.2-4021, § 54.1-2400(10) and § 54.1-110 of the Code of Virginia (1950), as amended, (the "Code"), an informal conference was held before a Special Conference Committee of the Board of Nursing (the "Committee") on April 22, 2003, in Henrico County, Virginia, to receive and act upon the application of Monica M. Minor, for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia, which expired October 31, 1993, by taking the National Nurse Aide Assessment Program Examination ("NNAAP"), and to receive and act upon evidence that Ms. Minor may have violated certain laws and regulations governing the practice of a nurse aide in Virginia. Ms. Minor was present and was not represented by counsel.

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

FINDINGS OF FACT and CONCLUSIONS OF LAW

1. On or about February 5, 2002 and May 22, 2002, Monica M. Minor submitted an application to take the nurse aide examination to demonstrate competency for reinstatement to practice as a nurse aide. She submitted an application for reinstatement of her certification as a nurse aide in Virginia on June 28, 2002.
2. Ms. Minor violated § 54.1-3007(1) and (2) of the Code of Virginia (1950), as amended, and 18 VAC 90-20-360(1)(b) and (2)(f) of the Board of Nursing Regulations, in that on her Application for Certification Examination dated February 5, 2002, she answered "no" to the "Have you ever had action taken against or been denied a license or certificate in a health-related field . . ." when in fact the reinstatement of her certificate was denied on November 20, 1998. Ms.

Minor answered the question as “yes” on two subsequent occasions.

3. Ms. Minor was employed at Hunter Holmes McGuire, Veteran Affairs Medical Center, Richmond, Virginia from August, 2002 to February, 2003 when her employment was terminated. Ms. Minor claimed the reason for her termination was based on an October 2002 accusation that she diverted patients’ medications because of her known past criminal and personal history. However, she provided no documentation regarding the reason for her termination, and her employment was continued several months following the October 2002 incident, with work improvement noted by her nurse manager during that time.
4. Ms. Minor reported she was released from incarceration in October, 1996, and was released early from parole.
5. While Ms. Minor was certified from 1991 to 1993, and in her nursing related employment care since 2002, there have been no patient care issues reported.
6. Ms. Minor has met the requirements of § 54.1-3023 of the Code.

ORDER

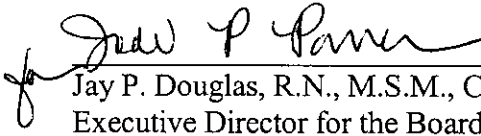
WHEREFORE, it is hereby ORDERED that the application of Monica M. Minor, to take the National Nurse Aide Assessment Program Examination, for reinstatement of her certificate to practice as a nurse aide in Virginia be, and hereby is, APPROVED, and upon successful completion of the examination, she shall be issued an unrestricted certificate to practice as a certified nurse aide in the Commonwealth.

FURTHER, it is ORDERED that Monica M. Minor be and hereby is, REPRIMANDED. Once reinstated, the Board expects Monica M. Minor, to maintain a course of conduct in her capacity as a certified nurse aide commensurate with the requirements of Title 54.1, Chapter 30, of the Code of Virginia (1950), as amended, and the Board of Nursing Regulations.

Pursuant to § 2.2-4023 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. If Ms. Minor does not consent to the Committee's decision and desires a hearing before the Board or a panel thereof, she shall notify Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, in writing at 6603 West Broad Street, Fifth Floor, Richmond, Virginia 23230-1717 within thirty-three (33) days from the date of entry of this Order. This Order shall become final upon the expiration of the thirty-three (33) day period unless a request for a formal hearing is received within such time. Upon receiving timely request for a hearing, the Board or a panel thereof shall then proceed with a hearing as provided in § 2.2-4020 and § 2.2-4021 of the Code.

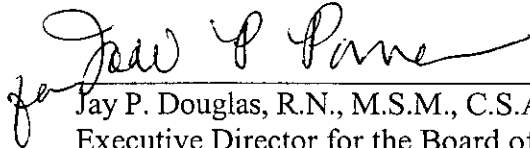
FOR THE BOARD



Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director for the Board of Nursing
Entered: May 7, 2003

Certificate of Service

I hereby certify that a certified true copy of the foregoing Order was mailed on this date to Ms Monica M. Minor, 9500 Virginia Center Drive, Apartment 301, Richmond, VA, 23059



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

May 7, 2003
DATE