

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: AMANDA H. SALMONS, C.N.A.
 Certificate No.: 1401-158377**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on September 24, 2015, in Henrico County, Virginia. Ms. Salmons was not present nor was she represented by legal counsel. Nancy K. Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On November 18, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Salmons was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Amanda H. Salmons, C.N.A. was issued Certificate No.1401-158377 to practice as a certified nurse aide in Virginia on February 27, 2013. The certificate is scheduled to expire on February 29, 2016.

2. By letter dated August 11, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Salmons notifying her that an informal conference would be held on September 24, 2015. The Notice was sent by certified and first class mail to 9610 Hurley Road, Hurley, Virginia 24620, the address of record on file with the Board of Nursing. The certified mail receipt was signed and returned to the Board office. The Notice sent by first class mail was not returned to the Board

office. The Agency Subordinate concluded that adequate notice was provided to Ms. Salmons and the informal conference proceeded in her absence.

3. During the course of her employment with Heritage Hall- Grundy, Grundy, Virginia, on October 27, 2014, Ms. Salmons handled a resident roughly and yelled at her while providing care. Further, Ms. Salmons threatened to “yoke” the resident, or words to that effect. The resident suffered no injury. The resident reported the incident and stated she was afraid of Ms. Salmons.

4. As a result of the incident, Ms. Salmons’ employment with Heritage Hall-Grundy was terminated on October 29, 2014.

5. Ms. Salmons denied the allegation and claimed her yelling and threat were directed at a nurse, not the resident.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-25-100(2)(e) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 3 and Conclusion of Law No. 1 constitute a Finding of Abuse pursuant to 42 CFR §483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. Certificate No. 1401-158377 of Amanda H. Salmons, C.N.A. is REVOKED.
2. The certificate will be recorded as revoked and no longer current.
3. A Finding of Abuse shall be ENTERED against Amanda H. Salmons, C.N.A. in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Salmons’ employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR §

483.13(c)(1)(ii)(B).

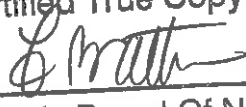
Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Since Ms. Salmons failed to appear at the informal conference, this Order shall be considered final. Ms. Salmons has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Salmons has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD


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

Entered: December 3, 2015

Certified True Copy
By 
Virginia Board Of Nursing