

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       GINGER BEATLEY, R.N.**  
**License No.: 0001-153474**

**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 June 8, 2015, in Henrico County, Virginia, to inquire into evidence that Ginger Beatley, R.N., may have violated certain laws and regulations governing nursing practice in Virginia, inquire into evidence that Ms. Beatley may have violated certain terms and conditions imposed on her license to practice professional nursing in Virginia, as set forth in the Order of the Board entered on February 23, 2012 (“Board’s Order”), and to consider her petition for release from probation. Ms. Beatley was present and was represented by Eileen Talamante, Esquire, and Michael Goodman, Esquire.

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

**FINDINGS OF FACT**

1.       Ginger Beatley, R.N., was issued License No. 0001-153474 to practice professional nursing in the Commonwealth of Virginia on June 9, 1997. Said license expires on July 31, 2015. By Order of the Board entered March 20, 2001, Ms. Beatley’s license was indefinitely suspended due to findings of diversion and substance abuse. By Order entered February 23, 2012, Ms. Beatley’s license was reinstated and she was placed on probation subject to terms and conditions. Ms. Beatley’s primary state of residence is Virginia.

2.       By letter dated March 13, 2015, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Beatley notifying her that an informal conference would be held on April 6, 2015. The Notice

was sent by certified and first class mail to 102 Glenoak Court, Stephens City, Virginia 22655, the address of record on file with the Board of Nursing. On March 26, 2015, Ms. Beatley was granted a continuance and the informal conference was rescheduled for June 8, 2015.

3. On April 1, 2014, during the course of her employment with Greenfield Senior Living ALF, Strasburg, Virginia, Ms. Beatley failed to give a resident his scheduled medication.

4. Ms. Beatley stated to the Committee that she left the facility that day before updating the Medication Administration Record, which was her responsibility.

5. Term No. 2 of the Board's Order entered February 23, 2012, required Ms. Beatley to inform the Board in writing within ten days of the date that she began nursing practice, or changed employment, or if any interruption in her nursing practice occurred. Ms. Beatley failed to report the following:

a. Ms. Beatley's employment with Evergreen Health and Rehabilitation ended on January 12, 2014, but she did not notify the Board of this change until April 23, 2014.

b. Ms. Beatley's employment with Greenfield Senior Living ALF began on January 13, 2014, but she did not notify the Board of this change until April 23, 2014.

6. Term No. 3 of the Board's Order required Ms. Beatley to inform her current employer and each future employer that the Board had placed her on probation. Ms. Beatley failed to notify Greenfield Senior Living ALF, where she began employment on January 13, 2014, that she was on probation until April 2, 2014, after her employment had been terminated.

7. Term No. 4 of the Board's Order required Ms. Beatley to submit quarterly performance reports. Ms. Beatley failed to submit the reports due on September 30, 2013, December 31, 2013, and March 31, 2014, in a timely manner.

8. Term No. 7 of the Board's Order required Ms. Beatley to have one supervised, unannounced random drug screen a quarter, and have the results sent to the Board quarterly. Ms. Beatley did not submit test results to the Board due on September 30, 2012, and June 30, 2013.

9. Term No. 8 of the Board's Order required Ms. Beatley to attend Alcoholics Anonymous/Narcotics Anonymous /Caduceus recovery support groups or other groups acceptable to the Board four times per week and to have written evidence of attendance by a sponsor or contact person sent to the Board monthly. Ms. Beatley failed to submit attendance logs due on December 31, 2013 and March 31, 2014, in a timely manner. She did not attend four meetings as ordered during the weeks of July 15, 2012, July 23, 2012, and August 19, 2012.

10. Term No. 10 of the Board's Order required Ms. Beatley to submit quarterly self-reports to the Board. Ms. Beatley failed to submit reports due September 30, 2012, December 31, 2012, September 30, 2013, December 31, 2013, and March 31, 2014, in a timely manner. She failed to submit a self-report for the period ending June 30, 2014.

11. Ms. Beatley stated to the Committee that she did not read and correctly interpret the Board's Order. She stated that she has not submitted any reports required by the Board since July 2014, because she thought, in error, that her probation had ended. Ms. Beatley only completed 13 months of nursing employment while on probation.

12. Ms. Beatley stated that she has been employed as a private personal care aide to a client who suffers from Parkinson's disease since the summer of 2014.

13. Ms. Beatley stated that she attends Caduceus meetings twice a month and utilizes a cognitive approach to remaining sober. She stated that her date of sobriety is August 19, 1999.

### CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.
2. Findings of Fact No. 5(a) and 5(b) constitute a violation of Term No. 2 of the Board's Order entered February 23, 2012.
3. Finding of Fact No. 6 constitutes a violation of Term No. 3 of the Board's Order entered February 23, 2012.
4. Finding of Fact No. 7 constitutes a violation of Term No. 4 of the Board's Order entered February 23, 2012.
5. Finding of Fact No. 8 constitutes a violation of Term No. 7 of the Board's Order entered February 23, 2012.
6. Finding of Fact No. 9 constitutes a violation of Term 8 of the Board's Order entered February 23, 2012.
7. Finding of Fact No. 10 constitutes a violation of Term No. 10 of the Board's Order entered February 23, 2012.

### ORDER

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

1. The petition of Ginger Beatley, R.N., for release from probation is GRANTED contingent upon receipt of verification that she has completed the following NCSBN online courses: "*Professional Accountability & Legal Liability for Nurses*"; "*Documentation: A Critical Aspect of Client Care; Medication Errors: Detection & Prevention*"; and "*Sharpening Critical Thinking Skills*". These courses shall not be credited toward the continued competency requirements for the next renewal of her license.

2. Ms. Beatley shall remain on PROBATION and subject to the terms and conditions in the Board's Order entered February 23, 2012, until the verification of completion of the NCSBN online courses is received by the Board. Upon verification of the completion of the NCSBN online courses identified above, Ms. Beatley shall be issued an unrestricted license to practice professional nursing.

3. Ms. Beatley is hereby REPRIMANDED.

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

5. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Ms. Beatley and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Beatley may, not later than 5:00 p.m., on August 10, 2015, 2015, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:



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

Certified True Copy

By:   
Virginia Board of Nursing

ENTERED: July 8, 2015

This Order shall become final on August 10, 2015, unless a request for a formal administrative hearing is received as described above.

Certified True Copy  
By: [Signature]  
Virginia Board of Nursing