

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KELLIE WELLS, 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 August 3, 2010, in Henrico County, Virginia, to receive and act upon Kellie Wells’ application for reinstatement of her license to practice professional nursing in Virginia, and to inquire into evidence that Ms. Wells may have violated certain laws governing nursing practice in Virginia. Ms. Wells 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. Kellie Wells, R.N., was issued License No. 0001-178251 to practice professional nursing in the Commonwealth of Virginia on February 28, 2002. Said license was suspended by Order of the Board entered on June 5, 2009.

2. Ms. Wells submitted an application for reinstatement of her license to practice professional nursing which was received by the Board on April 1, 2010.

3. By her own admission, Ms. Wells suffered with debilitating migraine headaches. On March 1, 2010, Ms. Wells received a substance abuse assessment which found that she met the Diagnostic and Statistical Manual of Mental Disorders’ criteria for alcohol abuse.

4. On July 16, 2010, Ms. Wells entered into a Participation Contract with the Health Practitioners’ Monitoring Program (“HPMP”).

4. Ms. Wells stated that she attends Alcoholics Anonymous meetings twice a week.
5. Ms. Wells stated that her date of sobriety is June 1, 2008.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.
2. Based on the above Findings of Fact, the Committee concludes that Ms. Wells is properly enrolled in the HPMP.
3. The Committee concludes that Ms. Wells has demonstrated satisfactory evidence that she 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 application of Kellie Wells, R.N., for reinstatement of her license to practice professional nursing is APPROVED.
2. License No 0001-178251 is hereby REINSTATED contingent upon:
 - a. Ms. Wells shall continue to comply with all terms and conditions of the Recovery Monitoring Contract (“Contract”) with the HPMP for the period specified in the Contract.
 - b. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ms. Wells, and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Wells shall be noticed to appear before the Board at such time as the Board is notified that:
 - i. Ms. Wells is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;
 - ii. There is a pending investigation or unresolved allegation against Ms. Wells involving a violation of law or regulation or any term or condition of this Order; or

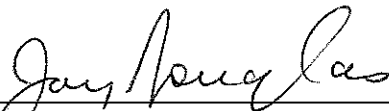
iii. Ms. Wells has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Wells' participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Wells' appearance before the Board and conduct an administrative review of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

3. This order shall be applicable to Ms. Wells' multistate licensure privilege, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Wells 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 Ms. Wells wishes to work. Any request for out of state employment shall be directed, in writing, to the Executive Director of the Board.

4. Ms. Wells 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.

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



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

ENTERED:

August 18th 2010