

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**SUSAN M. BECK, R.N.
License No.: 0001-133866**

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 May 26, 2015, in Henrico County, Virginia. Ms. Beck was not present nor was she represented by legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 15, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Beck submitted written comments/objections.

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. Susan M. Beck, R.N. was issued License No. 0001-133866 to practice professional nursing in Virginia on September 15, 1993. The license expired on February 28, 2015. Ms. Beck's primary state of residence is Virginia.
2. By letter dated April 24, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Beck notifying her that an informal conference would be held on May 26, 2015. The Notice was sent by certified and first class mail to 4104 Cary Street, Apt. 4, Richmond, Virginia 23221, the address of record on file with the Board of Nursing. The certified mail card was not returned to the Board office. The Notice sent by first class mail was not returned to the Board office. By letter dated

Notice”) to Ms. Beck. The Amended Notice was sent by certified and first class mail and overnight UPS delivery to 4104 Cary Street, Apt. 4, Richmond, Virginia 23221, the address of record on file with the Board of Nursing. The certified mail receipt was not returned to the Board office. The Amended Notice sent by first class mail was not returned to the Board office. Ms. Beck also submitted additional information for the Board to consider, which was received on May 14, 2015. The Agency Subordinate concluded that adequate notice was provided to Ms. Beck and the informal conference proceeded in her absence.

3. By Order of the Board of Nursing entered August 28, 2012, (“Board’s Order”), Ms. Beck’s license was reinstated with a Virginia only license contingent upon Ms. Beck’s continued compliance with the Health Practitioners’ Monitoring Program (“HPMP”). Ms. Beck’s license was previously indefinitely suspended by Order of the Board entered March 23, 2004 and continued on indefinite suspension for not less than two years by Order of the Board entered July 28, 2009.

4. Ms. Beck was dismissed from the HPMP on July 18, 2014 for non-compliance with the program. She tested positive for alcohol use in random drug screens on April 1, 2013, April 10, 2013, and April 24, 2014, submitted a letter of resignation on May 22, 2014, and stopped calling the test line on June 6, 2014.

5. Ms. Beck underwent a neuropsychological evaluation on February 24, 2014, which included a finding that Ms. Beck had a clinical presentation consistent with a cognitive disorder.

6. Ms. Beck was previously dismissed from the HPMP in 2003. She has not worked in a clinical setting since 2002.

7. Ms. Beck described HPMP as “expensive and demoralizing.” To date, she has not attempted to re-enroll.

8. In a written statement, Ms. Beck said she did not wish her license to be suspended

again, but would like it to be allowed to expire without renewal instead.

CONCLUSIONS OF LAW

Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code and Term No. 1 of the Board's Order.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Susan M. Beck, R.N. is hereby REPRIMANDED.
2. The right of Susan M. Beck, R.N. to renew License No. 0001-133866 to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license will be recorded as suspended and no longer current.
4. At such time as Ms. Beck shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. Ms. Beck shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.
5. This suspension applies to any multistate privilege to practice professional nursing.

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. Beck failed to appear at the informal conference, this Order shall be considered final. Ms. Beck 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. Beck 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

J.P. *Gloria Mitchell Lynch*
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

Entered: *July 27, 2015*

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