

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: DIANNA BROYLES, R.M.A.
 Registration No.: 0031-006106**

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 7, 2015, in Henrico County, Virginia. Dianna Broyles, R.M.A., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., 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. Broyles 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. Dianna Broyles, R.M.A., was issued Registration No. 0031-006106 to practice as a medication aide in Virginia on August 9, 2012. The registration expired on April 30, 2015.
2. By letter dated April 8, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Broyles notifying her that an informal conference would be held on May 7, 2015. The Notice was sent by certified and first class mail to 233 Myrtle Avenue, Winchester, Virginia 22601, the address of record on file with the Board of Nursing. On May 7, 2015, the Notice sent by certified mail was returned to the Board office marked "Unclaimed." As of May 7, 2015, the Notice sent by first class mail had not been returned to the Board office. The Agency Subordinate concluded that adequate notice

was provided to Ms. Broyles and the informal conference proceeded in her absence.

3. On April 1, 2014, Ms. Broyles renewed her registration to practice as a medication aide for the period of May 1, 2014, to April 30, 2015, but failed to attest to the fact that in 2013, she completed the hours of continuing education required for the renewal of her registration. Further, she failed to submit evidence of completion of the required hours when requested by the Board.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of 18 VAC 90-60-100(B) of the Regulations Governing the Registration of Medication Aides.

ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. The right of Dianna Broyles to renew Registration No. 0031-006106 to practice as a medication aide in the Commonwealth of Virginia is hereby INDEFINITELY SUSPENDED.
2. The registration will be recorded as suspended.
3. At such time as Ms. Broyles shall provide evidence that she has completed the continuing education required for the renewal of her registration, the registration shall be reinstated without restriction. Said hours shall be in addition to any hours required for the next renewal of her registration.
4. Ms. Broyles shall be responsible for any fees that may be required for the reinstatement and renewal of the registration prior to issuance of the registration to resume practice.

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

Ms. Broyles 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. Broyles 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 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: July 21, 2015

Certified True Copy

By 
Virginia Board Of Nursing