

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: GLEND A HOUTZ, L.P.N.
 License No.: 0002-032001**

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on May 20, 2015, in Henrico County, Virginia, to inquire into evidence that Glenda Houtz, L.P.N., may have violated certain terms and conditions imposed on her as set forth in an Order of the Board entered September 27, 2013, and certain laws governing the practice of nursing. The case was presented by Amanda E. M. Blount, Adjudication Specialist, Administrative Proceedings Division. James Rutkowski, Assistant Attorney General, was present as legal counsel for the Board. Ms. Houtz was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Glenda Houtz, L.P.N., held License No. 0002-032001 to practice practical nursing in the Commonwealth of Virginia, which was issued on November 18, 1982. Her primary state of residence is Virginia. By Order of the Board entered September 27, 2013 ("Board's Order"), Ms. Houtz's license was indefinitely suspended with said suspension stayed contingent upon her entry into and compliance with all terms and conditions of the Health Practitioners' Monitoring Program ("HPMP") for the period specified by the HPMP. This action was based on findings related to Ms. Houtz's admitted alcohol abuse and her diversion of Percocet during the course of her employment

with Heritage Hall, Dillwyn, Virginia. The stay of indefinite suspension was thereafter summarily rescinded on January 22, 2015, pursuant to a notice of Ms. Houtz's dismissal from the HPMP on December 16, 2014.

2. On October 31, 2013, Ms. Houtz signed a participation contract with the HPMP following entry of the Board's Order. On December 16, 2014, Ms. Houtz was dismissed from the HPMP for noncompliance due to her continued use of alcohol, failure to comply with the toxicology screening program, failure to enter and complete treatment as recommended, and failure to communicate with her HPMP case manager.

3. Ms. Houtz testified that her sobriety date is November 6, 2013. She goes to AA meetings once a week. Her physician prescribes her tramadol. She sees a psychiatrist through Crossroads once a week. She testified that she is not currently employed, but she is actively seeking employment. Her triggers are depression and an inability to cope. Her support system is her son and her son's girlfriend.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code and Term No. 4 of the Board Order entered September 27, 2013.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. Glenda Houtz, L.P.N., is hereby REPRIMANDED.
2. License No. 0002-032001 issued to Glenda Houtz, L.P.N., to practice practical nursing in the Commonwealth of Virginia is CONTINUED on INDEFINITE SUSPENSION.

3. The license of Ms. Houtz will be recorded as SUSPENDED. Should Ms. Houtz seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license prior to issuance of her license to resume practice.

4. This Order shall be applicable to Ms. Houtz's multistate licensure privileges, if any, to practice practical nursing.

5. Said suspension shall be STAYED upon proof that Ms. Houtz has re-entered into a contract with the HPMP and upon the condition that she remain compliant with the terms of the HPMP and the following terms and conditions:

a. Ms. Houtz shall comply with all terms and conditions for the period specified by the HPMP.

b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Glenda Houtz, L.P.N., and an administrative proceeding shall be held to decide whether her license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that:

i. Ms. Houtz is not in compliance with the terms and conditions specified by the HPMP, or has been terminated from participation in the HPMP, or

ii. There is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of this Order.

6. Upon receipt of evidence of Ms. Houtz's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Houtz's appearance before the Board, and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

7. This Order shall be applicable to Ms. Houtz's multistate licensure privileges, if any, to

practice practical nursing. It is further ordered that for the duration of this Order, Ms. Houtz may not work outside of 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 she wishes to work.

8. Ms. Houtz shall maintain a course of conduct in her capacity as a practical 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 BOARD



Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director
Virginia Board of Nursing

June 25, 2015
ENTERED

Certified True Copy

By 
Virginia Board Of Nursing

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.