

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: KIRSTEN CONNOLLY WOSAK BRAY R.N.,
License Number: 0001-184670
Case Number: 169634

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on July 20, 2016, in Henrico County, Virginia, to inquire into evidence that Kirsten Connolly Wosak Bray, R.N., may have violated certain laws governing the practice of professional nursing in the Commonwealth of Virginia, and terms and conditions in the Order of the Board entered May 18, 2015.

Kirsten Connolly Wosak Bray, R.N., appeared at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated June 22, 2016, the Board of Nursing sent a Notice of Formal Hearing (“Notice”) to Ms. Bray notifying her that a formal administrative hearing would be held on July 20, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing.

Upon consideration of the evidence, the Board adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT

1. On April 8, 2003 , the Board of Nursing issued License Number 0001-184670 to Kirsten Connolly Wosak Bray, R.N., to practice professional nursing in the Commonwealth of

Virginia. Said license is scheduled to expire on August 31, 2016. At all times relevant hereto, said license was in full force and effect. Her primary state of residence is Pennsylvania.

2. By Order of Summary Suspension entered on August 11, 2004, Ms. Bray's license to practice professional nursing was suspended. By Order of the Board entered September 17, 2004, Ms. Bray's license was indefinitely suspended. These actions were based on Ms. Bray stealing narcotic medications from the sharps containers in various hospitals. By Order of the Board entered February 26, 2014, Ms. Bray's license to practice professional nursing was reinstated subject to certain terms and conditions that included obtaining an evaluation by a mental health/chemical dependency specialist, and continued compliance with her Monitoring/Treatment Contract with the Pennsylvania Nurse Peer Assistance Program ("PNAP"). By Order of the Board entered May 18, 2015, following the review of the treatment recommendations from the mental health/ substance dependency specialists, the Board took no further action against Ms. Bray's license contingent upon her compliance with her PNAP Monitoring/Treatment Contract.

3. Term Number 1 of the Order of the Board entered May 18, 2015, required that Ms. Bray comply with her Monitoring/Treatment Contract with the Pennsylvania Nurse Peer Assistance Program ("PNAP"), and cause the PNAP to submit quarterly reports to the Virginia Board.

a. The report due June 30, 2015, was not received.

b. On September 8, 2015, Ms. Bray's PNAP case manager reported that Ms. Bray was non-compliant with the PNAP due to missing a toxicology screen, testing positive for alcohol, and failing to submit monthly progress reports or support group attendance records. Further, the case manager reported that Ms. Bray had not complied with a request to schedule a re-evaluation and follow all treatment recommendations, attend 90 recovery group meetings in 90 days, and submit a written explanation of her relapse.

4. Ms. Bray agreed that the allegations as presented were true. Ms. Bray testified that she missed drug screens because she was unable to afford the screenings and examination. She further testified that she submitted reports to PNAP, but the evidence revealed that the quarterly compliance report from PNAP stated that she had not submitted reports for June, July, or August 2015. The reports that were presented to the Board were emailed directly to the Virginia Board in October 2015.

5. Ms. Bray told the Board that she completed PNAP and then withdrew from PNAP in August 2015. However, no documentation was presented to the Board of either completion or withdrawal.

6. Ms. Bray testified that she last practiced nursing in 2011. She further told the Board that she has not practiced in Virginia since 2004 and does not desire to return to the Commonwealth or work as a nurse in direct patient care.

7. At the hearing, Ms. Bray told the Board that her Pennsylvania license is currently revoked.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of Virginia Code § 54.1-3007(6) and Term Number 1 of the Board's Order entered May 18, 2015.

ORDER

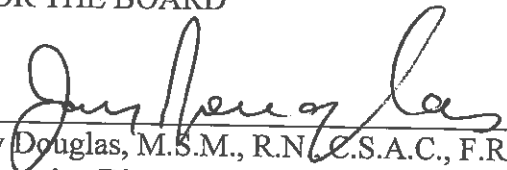
Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. Kirsten Connolly Wosak Bray, is REPRIMANDED.
2. The license issued to Ms. Bray to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license of Ms. Bray will be recorded as SUSPENDED.

4. This suspension applies to any multistate privilege to practice professional nursing.
5. Should Ms. Bray seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. Bray to demonstrate that she is safe and competent to return to the practice of professional nursing. Ms. Bray shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, 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.

FOR THE BOARD



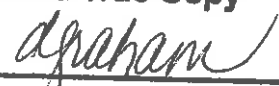
Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED AND MAILED ON:

August 12, 2016

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 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. 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.

Certified True Copy
By 
Virginia Board Of Nursing