

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: **SHARON A. REED, R.N.**

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 January 28, 2010, in Henrico County, Virginia, to inquire into evidence that Sharon A. Reed, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. The case was presented by Wendell Roberts, Adjudication Specialist, Administrative Proceedings Division. Howard M. Casway, Senior Assistant Attorney General, was present as legal counsel for the Board. Sharon A. Reed, R.N., 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. Sharon A. Reed, R.N., was issued License No. 0001-075571 to practice professional nursing in the Commonwealth of Virginia on November 2, 1979. Said license was summarily suspended by Order of the Board entered on July 17, 2009.

2. Ms. Reed is unsafe to practice nursing due to a mental illness which requires medication and treatment, and for which she was involuntarily hospitalized on June 2 and May 15, 2009, and voluntarily hospitalized on December 3, 2008. By her own admission, Ms. Reed was non-compliant with her medication regimen for what she testified as being the result of her over-sedation at the time of the hospitalizations. Ms. Reed provided various reasons for her non-compliance but failed to provide supporting documentation. In addition, her responses to the Board demonstrated a lack of acceptance of her bipolar disorder. She testified that she was

recently court-ordered to undergo a psychological evaluation but did not provide a copy to the Board of this evaluation or of her other recent medical treatment. She expressed a willingness to be monitored by the Virginia Health Practitioners' Monitoring Program ("HPMP").

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

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

1. License No. 0001-075571 issued to Sharon A. Reed, R.N., to practice professional nursing in the Commonwealth of Virginia, is hereby INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Reed 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. Reed 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.
4. This suspension applies to any multistate privilege to practice professional nursing.
5. Said suspension shall be STAYED upon proof that Ms. Reed has entered into the Health Practitioners' Monitoring Program ("HPMP") and upon the condition that she remain compliant with the terms of her contract with the HPMP and the following terms and conditions:
 - a. Ms. Reed 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 Ms. Reed 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. Reed 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. Reed's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Reed's appearance before the Board, and conduct an administrative review of this matter.

7. This Order shall be applicable to Ms. Reed's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. It is further ordered that for the duration of this Order, Ms. Reed 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. Reed 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 BOARD



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

Feb. 9, 2010

ENTERED

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, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Richmond, 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.