

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: CAROL DOUGLAS, R.N. REINSTATEMENT APPLICANT**

**CONSENT ORDER**

The Virginia Board of Nursing (“Board”) and Carol Douglas, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Douglas’ license to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Carol Douglas, R.N., was issued License No. 0001-097249 to practice professional nursing by the Virginia Board of Nursing on August 26, 1985. Said license expired on December 31, 1993.
2. Ms. Douglas submitted an application for reinstatement of her license which was received by the Board on February 3, 2010.
3. On Ms. Douglas’ application for reinstatement, she answered “NO” to the question “Have you every had any of the following diciplinary actions taken against your license by any licensing authority in any jurisdiction: placed on probation, suspended, revoked or otherwise disciplined?” when, in fact, on May 19, 1987, Ms. Douglas was issued a reprimand for practicing without a license by the North Carolina Board of Nursing, Raleigh, North Carolina. On June 15, 1990, Ms. Douglas was granted absolution.
4. On January 12, 2010, Ms. Douglas was convicted of driving while intoxicated in the Pitt County, North Carolina, General Disrict Court of Justice.
5. On November 7, 2008, Ms. Douglas voluntarily admitted herself into Willingway Hospital, Statesboro, Georgia, for treatment of her alcohol abuse. Ms. Douglas completed the inpatient and residential programs before her discharge on November 30, 2009.

6. Ms. Douglas provided evidence of her attendance at Alcoholics Anonymous meetings from December 29, 2009, through March 15, 2010.

7. On March 15, 2010, Ms. Douglas enrolled in the Health Practitioners' Monitoring Program ("HPMP"). On April 5, 2010, Ms. Douglas signed a HPMP Recovery Monitoring Contract.

### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(1) and (7) of the Code of Virginia (1950), as amended ("Code") and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing.

2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.

3. Based on the above Findings of Fact, the Board concludes that Ms. Douglas is properly enrolled in the HPMP.

4. Ms. Douglas has demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

### **CONSENT**

Carol Douglas, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;

2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact contained herein waives her right to contest such Findings of Fact in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

### **ORDER**

On the basis of the foregoing, the Virginia Board of Nursing hereby ORDERS that the application for reinstatement of Carol Douglas, R.N., to practice professional nursing in the Commonwealth be APPROVED contingent upon the following conditions shall apply:

1. Ms. Douglas shall continue to comply with the HPMP for the period specified by the HPMP.

2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ms. Douglas, and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Douglas shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. Douglas is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

b. There is a pending investigation or unresolved allegation against Ms. Douglas involving a violation of law or regulation or any term or condition of this Order; or

c. Ms. Douglas has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Douglas' participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Douglas' appearance before the Board and conduct an administrative review of this matter.


3. This Order is applicable to Ms. Douglas' multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Douglas shall 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 Ms. Douglas wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. Ms. Douglas 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 upon request.

FOR THE BOARD

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

ENTERED: May 20<sup>th</sup>, 2010

SEEN AND AGREED TO:

Carol Douglas, RN  
Carol Douglas, R.N.

COMMONWEALTH OF VIRGINIA,  
COUNTY/CITY OF JAMES CITY, TO WIT:

Subscribed and sworn to before me, Kathleen Barber a Notary Public, this 17<sup>th</sup> day of MAY, 2010.

My commission expires JANUARY 31, 2012

Registration Number 351126

Kathleen E. Barber  
NOTARY PUBLIC

