

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**ANGELA R. RORRER, R.N.
LICENSE NO.: 0001-127241**

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 September 12, 2011, in Henrico County, Virginia, to inquire into evidence that Angela R. Rorrer, R.N., may have violated certain laws and regulations governing professional nursing practice in Virginia and to inquire into evidence that Ms. Rorrer may have violated certain terms and conditions imposed on her as set forth in the Order of the Board entered on September 18, 2008. The case was presented by Tammie D. Jones, Adjudication Specialist, Administrative Proceedings Division. Amy Marschean, Senior Assistant Attorney General, was present as legal counsel for the Board. Ms. Rorrer 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. Angela R. Rorrer, R.N., was issued License No. 0001-127241 to practice professional nursing in the Commonwealth of Virginia on March 31, 1992. Said license was indefinitely suspended on March 23, 2011. Her primary state of residence is Virginia. Pursuant to a Consent Order of the Board entered September 18, 2008, the Board indefinitely suspended Ms. Rorrer's license, with said suspension stayed contingent upon her entry into and compliance with the Health Practitioners' Monitoring Program ("HPMP").

2. Ms. Rorrer entered a Participation Contract with the HPMP on September 16, 2008, and her first Recovery Monitoring Contract on April 9, 2009. On March 18, 2011, Ms. Rorrer was dismissed from the HPMP for noncompliance. Specifically:
 - a. Ms. Rorrer failed to report a prescription for Nucynta (tapentadol, Schedule II) obtained on or about February 17, 2011.
 - b. Ms. Rorrer failed to report a prescription for Percocet (oxycodone/APAP, Schedule II) obtained on February 2, 2011, and she failed to have the prescriber submit the PRN Physician Report.
 - c. Between March 16, 2009, and February 10, 2011, Ms. Rorrer failed to call the urine drug screen test line on at least six occasions, which resulted in two missed drug screens.
 - d. Ms. Rorrer failed to attend five of seven scheduled treatment sessions in November and December, 2010.
 - e. Ms. Rorrer acknowledged that she knew that she was required to report her condition to her HPMP case manager. She stated she was fearful and stressed, but she is not in denial of her addiction. Her stress management is very poor and she is now seeing a personal substance abuse counselor upon the recommendation of her addiction medicine specialist.
 - f. Ms. Rorrer stated she is not on any narcotic medication currently. She stated her sobriety date is November 24, 2008.
3. During the course of her employment with HealthSouth Rehabilitation Hospital, Richmond, Virginia, on April 16, 2008, Ms. Rorrer diverted heparin, sodium chloride, calcium carbonate and syringes for unauthorized use. Her employment was terminated on May 9, 2008.
4. On July 22, 2008, in the General District Court of Chesterfield County, Virginia, Ms. Rorrer was convicted of driving while under the influence of drugs and/or alcohol, a misdemeanor, subsequent to a motor vehicle accident that occurred on April 16, 2008. She was sentenced to 30 days in jail, suspended, and ordered to complete the Virginia Alcohol and Safety Program. Ms. Rorrer was also fined \$500.00 with

\$250.00 suspended, and ordered to pay court costs.

5. From October, 2010, to March 23, 2011, Ms. Rorrer was employed as an operating room nurse at Retreat Hospital, Richmond, Virginia. She stated that Retreat Hospital is willing to rehire her.

6. Ms. Rorrer admitted the truth of the allegations in the Statement of Particulars.

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code and Term No. 3 of the Consent Order.

2. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing.

3. Finding of Fact No. 4 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. Angela R. Rorrer, R.N., is hereby REPRIMANDED.

2. License No. 0001-127241, issued to Angela R. Rorrer, R.N., to practice professional nursing in the Commonwealth of Virginia is CONTINUED on INDEFINITE SUSPENSION.

2. The license of Ms. Rorrer will be recorded as SUSPENDED and no longer current. Should Ms. Rorrer 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.

3. At such time as Ms. Rorrer shall petition the Board for reinstatement of her license, a hearing will be convened to determine whether she is able to return to the safe and competent practice of professional nursing.

4. This Order shall be applicable to Ms. Rorrer's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia.

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

a. Ms. Rorrer 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 Angela R. Rorrer, R.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. Rorrer 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. Rorrer's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Rorrer'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. Rorrer'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. Rorrer 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. Rorrer 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 F. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director
Virginia Board of Nursing

September 29th, 2011
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, 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.