

0001-112937

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

HELEN R. ROBINSON, R.N.

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on June 21, 2011, in Henrico County, Virginia. Helen R. Robinson, R.N., was not present nor was she represented by legal counsel. Janet Younger, Ph.D., R.N., P.N.P., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 20, 2011, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Robinson was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Helen R. Robinson, R.N., was issued License No. 0001-112937 to practice professional nursing in Virginia on January 10, 1989. The license expired on March 31, 2011. Her primary state of residence is Virginia. Ms. Robinson also holds a license to practice as a nurse practitioner in Virginia and prescriptive authority, both of which expired on March 31, 2011.

2. By letter dated May 5, 2011, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Robinson notifying her that an informal conference would be held on June 21, 2011. The Notice was sent by certified and first class mail to 595 Simpkins Road NW, Willis, Virginia 24380, the address of record on file with the Board of Nursing. The certified mail receipt was signed by Ms. Robinson. The Notice sent by first class mail was not returned to the Board office. The Agency

Subordinate concluded that adequate notice was provided to Ms. Robinson and the informal conference proceeded in her absence.

3. On December 7, 2008, Ms. Robinson was involved in a single-vehicle motor vehicle accident and was found to have a blood alcohol level of 0.259 percent. In addition, she was found to be in possession of a bag of methadone pills (Schedule II), for which she did not have a prescription and indicated belonged to the Free Clinic, where she was employed. She was charged with misdemeanor driving under the influence and felony possession of a Schedule II drug. The felony charge was taken under advisement in the Circuit Court for Floyd County, Virginia, and was ultimately dismissed on July 20, 2010. She was convicted of the driving under the influence charge on July 21, 2009.

4. Ms. Robinson entered into the Health Practitioners' Monitoring Program ("HPMP") in February 2009, acknowledging that she may suffer from chemical abuse or dependence which may impair her ability to practice safely. She was granted a stay of disciplinary action with the understanding that she would comply with the terms and conditions of the HPMP. She was dismissed from the HPMP on February 18, 2011, for failing to comply with the urine toxicology screening program, and the stay of disciplinary action related to the incident in Finding #3 was vacated.

5. Ms. Robinson formerly worked at the Free Clinic of the New River Valley and the New River Health District but is currently unemployed.

CONCLUSIONS OF LAW

Findings of Fact #s 3 and 4 constitute a violation of § 54.1-3007(6) of the Code

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The right of Helen R. Robinson, R.N., to renew License No. 0001-112937 is INDEFINITELY SUSPENDED for a period of not less than two years.

2. The license will be recorded as suspended and no longer current.

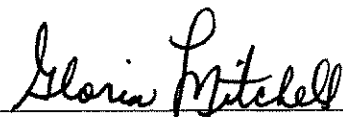
3. At such time as Ms. Robinson shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. Ms. Robinson shall be responsible for any fees that may be 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.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.

Since Ms. Robinson failed to appear at the informal conference, this Order shall be considered final. Ms. Robinson has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Robinson has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within 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, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD


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

Entered: August 1, 2011