

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DANIEL BAYLISS, R.N. APPLICANT
License No: 0001-256718

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), a Special Conference Committee ("Committee") of the Virginia Board of Nursing ("Board") met on October 27, 2014 in Henrico County, Virginia, to receive and act upon the application of Daniel Bayliss for licensure by examination to practice professional nursing in Virginia, and to inquire into allegations that grounds may exist to deny said application. Mr. Bayliss was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. On June 19, 2014, Daniel Bayliss submitted an application for licensure by examination to practice as a professional nurse in the Commonwealth of Virginia. Mr. Bayliss' primary state of residence is Virginia.
2. By letter dated October 1, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Mr. Bayliss notifying him that an informal conference would be held on October 27, 2014. The Notice was sent by certified and first class mail to 1207 Buckingham Station Drive, Apt. 1A, Midlothian, Virginia, 23113, the address of record on file with the Board of Nursing.
3. On May 5, 2011 Mr. Bayliss was convicted of one count petit larceny in the General District Court for the City of Charlottesville, Virginia. Mr. Bayliss was sentenced to 180 days in jail with 176 days suspended, contingent on a two year term of good behavior. He was ordered to pay \$406.00 in restitution to

Gap Incorporated, and to complete 100 hours of community service by November 11, 2011. At the informal conference Mr. Bayliss indicated he took the items because he did not have the funds to purchase proper attire to wear to make a presentation at a conference in Washington, D.C. He indicated he regrets his actions, he is embarrassed by what he did, and he has learned from his mistakes.

4. Between June 2014 and July 2014 Mr. Bayliss identified himself as a “registered nurse” on a social media website when, in fact, he did not hold a license to practice nursing. Mr. Bayliss has since deleted the Registered Nurse designation.

5. Mr. Bayliss submitted an application for employment with Atlantic Coast Athletic Club dated May 9, 2014. On said application Mr. Bayliss indicated his reason for leaving his prior employment with Hearthstone Health and Fitness was due to “conflicts with school schedule”. However, Mr. Bayliss was terminated from Hearthstone in January, 2014. At the informal conference Mr. Bayliss admitted he was terminated but stated that it was because of conflicts with his school schedule.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of §54.1-3007(4) of the Code.
2. Finding of Fact No. 4 constitutes a violation of §54.1-3007(3) and §54.1-3008(A)(4) of the Code.
3. Finding of Fact No. 5 constitutes a violation of §54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing.
4. The Committee concludes that Daniel Bayliss otherwise meets the requirements of § 54.1-3017 of the Code.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:


1. The application of Daniel Bayliss for licensure to practice as a professional nurse in Virginia is APPROVED. Upon successful completion of the NCLEX-RN examination, Mr. Bayliss shall be issued an unrestricted license to practice as a professional nurse.

2. Mr. Bayliss shall maintain a course of conduct in his 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.

Pursuant to Section 54.1-2400(10) of the Code, Mr. Bayliss may, not later than 5:00 p.m., on December 15, 2013, notify Jay P. 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, in writing that he desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

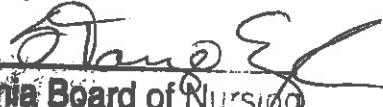
FOR THE COMMITTEE:



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

ENTERED: November 12TH, 2014

This Order shall become final on December 15, 2013, unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By: 
Virginia Board of Nursing