

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ANGELA BRYANT, L.P.N. REINSTATEMENT APPLICANT
License No.: 0002-081643

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 15, 2014, in Henrico County, Virginia, to receive and act upon Angela Bryant's application for reinstatement of her license to practice as a practical nurse in Virginia and to inquire into evidence that Ms. Bryant may have violated certain laws and regulations governing practical nursing practice in Virginia. The case was presented by David W. Kazzie, Adjudication Specialist, Administrative Proceedings Division. Erin L. Barrett, Assistant Attorney General, was present as legal counsel for the Board. Ms. Bryant 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 Bryant was issued License No. 0002-081643 to practice as a practical nurse on December 11, 2009. Said certificate was mandatorily suspended by the Department of Health Professions on April 5, 2013. Ms. Bryant's primary state of residence is Virginia.
2. On September 13, 2013, Ms. Bryant submitted an application for reinstatement of her license to practice practical nursing.
3. In July 2002, Ms. Bryant was convicted in the Circuit Court of Nottoway County for possession of heroin.
4. Despite the 2002 felony conviction, on her October 20, 2009, application for licensure, Ms.

Bryant answered NO to the question asking whether she had ever been convicted, pled guilty to or pled *Nolo Contendere* to the violation of any federal, state or other statute or ordinance constituting a felony or misdemeanor.

5. Ms. Bryant failed to disclose the 2002 felony conviction on her December 1, 2010, and January 9, 2013, applications for employment with Welcome Homecare, and on her January 30, 2010, application for employment with Cumberland Hospital for Children and Adolescents. Cumberland became aware of the felony conviction in March 2013 and terminated her employment immediately. She also failed to disclose the 2002 conviction on a 2007 application for employment with General Dynamics.

6. On March 18, 2014, Ms. Bryant was convicted in the Circuit Court of Buchanan County of a second felony, to wit, attempting to deliver drugs to a prisoner.

7. Ms. Bryant testified that she has a support system in place now that consists of her church, her mother, her sister, and her husband. She testified that her support system would help her resist any outside pressures to become involved in the actions that led to her felony convictions. Ms. Bryant testified that she did not use heroin or marijuana. Ms. Bryant testified that her actions were mistakes that she regrets. Ms. Bryant testified that she is currently employed at a temporary staffing company. She last practiced nursing in or about April 2013.

CONCLUSIONS OF LAW

The Board concludes that:

1. Findings of Fact Nos. 3 and 6 constitute violations of § 54.1-3007(4) of the Code.
2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing ("Regulations").
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.
4. Ms. Bryant has demonstrated that she is safe and competent to resume the practice of practical

nursing.

ORDER

WHEREFORE, the Virginia Board of Nursing, by affirmative vote of at least three-fourths of the members of the Board at the hearing, effective upon entry of this Order, hereby ORDERS as follows:

1. License No. 0002-081643 issued to Angela Bryant to practice practical nursing in the Commonwealth of Virginia, is hereby REINSTATED.
2. Ms. Bryant is hereby REPRIMANDED.
3. Ms. Bryant shall maintain a course of conduct in her capacity as a practical 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

for *Glenn Pritchard*
Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director
Virginia Board of Nursing

October 17, 2014
ENTERED

Certified True Copy

By *dprabam*
Virginia Board Of Nursing

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, MSM, RN, CSAC, FRE, 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.