

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: TRACY WEBB, R.N.
License No.: 0001-153467**

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 July 2, 2014, in Henrico County, Virginia. Tracy Webb, R.N., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On September 17, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Webb 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. Tracy Webb, R.N., was issued License No. 0001-153467 to practice professional nursing in Virginia on June 9, 1997. The license is scheduled to expire on May 31, 2016. Ms. Webb's primary state of residence is Virginia.

2. By letter dated June 10, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Webb notifying her that an informal conference would be held on July 2, 2014. The Notice was sent by certified and first class mail to 7483 Orchard Road, Radford, Virginia, 24141, the address of record on file with the Board of Nursing. The receipt for the Notice sent via certified mail was

signed by the respondent and returned to the Board office on June 16, 2014. The Notice sent via first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Webb and the informal conference proceeded in her absence.

3. During the course of her employment with Carilion New River Valley Medical Center, Christiansburg, Virginia, on December 15, 2013, by her own admission, Ms. Webb reported to work while heavily intoxicated by alcohol. A blood test taken several hours after she reported work revealed a blood alcohol content of .202. On the morning of the incident, Ms. Webb texted a co-worker a message that read: "that's awful. I'm drunk, Boo!"

4. Ms. Webb's employment, which had begun in 1997, was terminated following this incident.

5. Ms. Webb signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP") in February 2014, but she resigned in March 2014, citing the commitment and cost as her reasons for not continuing with the program.

6. Ms. Webb has a long history of alcohol abuse. She attended Mt. Regis Center, an alcohol and addiction rehab center, in January 2014, where she stated that she was willing to undergo treatment but denied that she had a problem with alcohol.

7. In a letter to the Board dated June 13, 2014, Ms. Webb stated that she last consumed alcohol on December 16, 2013. She stated to an investigator for the Department of Health Professions that she intended to work outside of nursing.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(5) and (6) of the Code.
2. Findings of Fact Nos. 5 and 6 constitute a violation of § 54.1-3007(6) of the Code.

ORDER

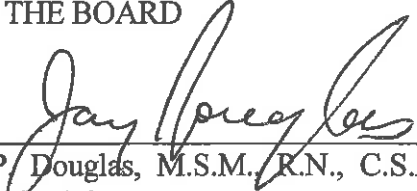
WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0001-153467 of Tracy Webb, R.N., 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. Webb 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. Webb 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. Webb failed to appear at the informal conference, this Order shall be considered final. Ms. Webb 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. Webb 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, M.S.M., R.N., C.S.A.C., F.R.E., 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.

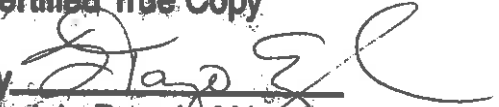
FOR THE BOARD



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

Entered: October 3rd, 2014

Certified True Copy

By 
Virginia Board of Nursing