

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KATHERINE BACSO, R.N.
License No.: 0001-233104

CONSENT ORDER

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), an informal conference was held before a Special Conference Committee (“Committee”) of the Board of Nursing (“Board”) on April 15, 2014, in Henrico County, Virginia, to inquire into evidence that Katherine Bacso, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Bacso was present and was not represented by counsel.

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

FINDINGS OF FACT

1. Katherine Bacso, R.N., was issued License No. 0001-233104 to practice as a professional nurse in the Commonwealth of Virginia on August 12, 2011. Said license expires on June 30, 2014. Her primary state of residence is Virginia.
2. By letter dated March 26, 2014, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Bacso notifying her that an informal conference would be held on April 15, 2014. The Notice was sent by certified and first class mail to 2542 Woodland Drive, Charlottesville, Virginia 22903, the address of record on file with the Board of Nursing.
3. Between February 20, 2013, and April 10, 2013, during the course of her employment with University of Virginia Health Services, Charlottesville, Virginia, Ms. Bacso diverted Tramadol for her own personal and unauthorized use. She accomplished this diversion by altering Pyxis inventory counts. In other

instances, she removed medications and failed to document administering, returning or wasting them, or to accurately document concerning their administration and waste. As a result, Ms. Bacso's employment was terminated effective May 17, 2013.

4. At the informal conference, Ms. Bacso stated that she became addicted to Tramadol after it was prescribed to her to treat a shoulder injury. She reported that her date of sobriety is January 17, 2014, but she was initially unsure of the exact date, stating that it would be 90 days from the date that the informal conference was being held.

5. Ms. Bacso indicated that her support system includes her family, her fiancé, and one of her nurse friends. She also reported that she began seeing an addictionologist every other week in April 2014, and that she would be going to her first NA/AA meeting on the day following the informal conference.

6. Ms. Bacso stated that she has been employed with the Virginia Reach Program, Region I, in Charlottesville, Virginia, since February 2014. She also stated that her current employer is aware of the allegations of diversion referenced above, and of her informal conference before the Board.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (3), (5), (6), and (8) of the Code and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing.

2. Based on the above Findings of Fact, the Committee concludes that Ms. Bacso is a candidate for the Health Practitioners' Monitoring Program ("HPMP").

CONSENT

Katherine Bacso, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. License No. 0001-233104 of Katherine Bacso, R.N., is INDEFINITELY SUSPENDED.

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

3. This suspension applies to any multistate privilege to practice professional nursing.

4. At such time as Ms. Bacso 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. Bacso 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.

5. This suspension shall be STAYED upon proof of Ms. Bacso's entry into the HPMP. At such time, the indefinite suspension shall be STAYED and the following terms and conditions shall apply:

a. Ms. Bacso 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 Ms. Bacso, and an administrative proceeding shall be held to determine 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. Bacso is not in compliance with the terms and conditions specified by the HPMP;
- ii. Ms. Bacso's participation in the HPMP has been terminated;
- iii. There is a pending investigation or unresolved allegation against Ms. Bacso involving a violation of law, regulation, or any term or condition of this order.

6. This Order is applicable to Ms. Bacso's multistate licensure privileges, if any, to practice professional nursing. For the duration of this Order, Ms. Bacso shall 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. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

7. Ms. Bacso 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.

8. Upon receipt of evidence of Ms. Bacso's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Bacso's appearance before the Board, and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

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 upon request.

FOR THE BOARD

Jane Ingalls
Jane Ingalls, R.N., Ph.D.
President, Virginia Board of Nursing

ENTERED: July 15, 2014

SEEN AND AGREED TO:

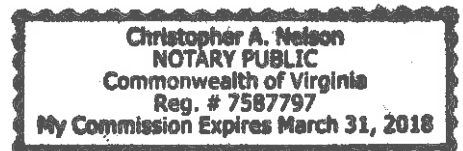
Katherine Bacso
Katherine Bacso, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF CHARLOTTE TO WIT:

Subscribed and sworn to before me, CHRISTOPHER A. NELSON, a Notary Public, this 30 day of MAY, 2014.

My commission expires 2/31/18

Registration Number 7582291



Christopher A. Nelson
NOTARY PUBLIC