

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: TAMEKA WOMACK, L.P.N.
License No.: 0002-062313**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(7)/(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on March 26, 2014, in Henrico County, Virginia. Tameka Womack, L.P.N., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 21, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Womack 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. Tameka Womack, L.P.N., was issued License No. 0002-062313 to practice practical nursing in Virginia on July 23, 2001. The license is scheduled to expire on April 30, 2015. Her primary state of residence is Virginia.
2. By letter dated February 25, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Womack notifying her that an informal conference would be held on March 26, 2014. The Notice was sent by certified and first class mail to 3346 Golden Oaks Lane, Chesapeake, Virginia 23321, the address of record on file with the Board of Nursing. The Notice was also sent to 5721 Schoolhouse Road, Apt. 204, Virginia Beach, Virginia 23464, a secondary address.
3. During the course of her employment with Maryview Nursing Care Center, Suffolk,

Virginia, on September 18, 2013, by her own admission, Ms. Womack diverted approximately 21 oxycodone pills (Schedule II) from a resident's supply for her personal and unauthorized use. Further, she falsified the resident's Medication Administration Record by documenting that she had given him oxycodone on September 16 and 17, 2013, when she did not actually do so.

4. Ms. Womack's employment with Maryview was terminated on September 18, 2013, as a result of her diversion of drugs. She had been employed November 2010. She is not currently employed.

5. Ms. Womack stated at the informal conference that she stole the drugs because she was having a lot of pain in her back, knees, and stomach. She was also taking her boyfriend's narcotic pain medication.

6. Ms. Womack denied that she had a substance abuse problem but rather attributed her stealing drugs to poor decision making. She stated that she contacted the Health Practitioners' Monitoring Program ("HPMP") but did not enter the program because she is not financially able to participate. She stated that she is currently in counseling with her church. Her current prescribed medications are lisinopril, HCTZ, pravachol, and hydrocodone PRN.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (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.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Tameka Womack, L.P.N., is hereby REPRIMANDED.
2. License No. 0002-062313 of Tomeka Womack, L.P.N., is INDEFINITELY SUSPENDED.
3. The license will be recorded as suspended and no longer current.

4. At such time as Ms. Womack 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 nursing. Ms. Womack 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 applies to any multistate privilege to practice practical nursing.

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

a. Ms. Womack 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. Womack, 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. Womack is not in compliance with the terms and conditions specified by the HPMP;

ii. Her participation in the HPMP has been terminated;

iii. There is a pending investigation or unresolved allegation against her involving a violation of law, regulation, or any term or condition of this order.

7. Upon receipt of evidence of Ms. Womack's participation and successful completion of the HPMP, the Board, at its discretion, may waive her appearance before a Committee and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

8. This Order is applicable to Ms. Womack's multistate licensure privileges, if any, to practice practical nursing. For the duration of this Order, Ms. Womack 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.

9. Ms. Womack 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.

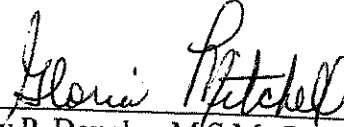
Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Womack may, not later than 5:00 p.m., on July 7, 2014, 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 she 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.

Certified True Copy

By 
Virginia Board of Nursing

FOR THE BOARD:


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

ENTERED: June 3, 2014

This Order shall become final on July 7, 2014, unless a request for a formal administrative hearing is received as described above.