

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **TINA ANN LONG, L.P.N.**
 a/k/a Tina Ann McClung Plum
 License Number: 0002-075929
 Issue Date: June 8, 2007
 Expiration Date: August 31, 2017
 Case Number: 175115

**NOTICE OF INFORMAL CONFERENCE
AND STATEMENT OF ALLEGATIONS**

You are hereby notified that an Informal Conference has been scheduled before the Board of Nursing ("Board") regarding your license to practice practical nursing in the Commonwealth of Virginia.

TYPE OF PROCEEDING:	This is an informal conference before a Special Conference Committee ("Committee") of the Board.
DATE AND TIME:	December 6, 2016 2:00 P.M.
PLACE:	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 nd Floor - Virginia Conference Center Henrico, Virginia 23233

LEGAL AUTHORITY AND JURISDICTION:

1. This informal conference is being held pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10). This proceeding will be convened as a public meeting pursuant to Virginia Code § 2.2-3700.

2. At the conclusion of the proceeding, the Committee is authorized to take any of the following actions:

- Exonerate you;
- Reprimand you;
- Require you to pay a monetary penalty;
- Place you on probation and/or under terms and conditions;
- Refer the matter to the Board of Nursing for a formal administrative hearing;
- Offer you a consent order for suspension or revocation of your license in lieu of a formal hearing.

ABSENCE OF RESPONDENT AND RESPONDENT'S COUNSEL:

If you fail to appear at the informal conference, the Committee may proceed to hear this matter in your absence and may take any of the actions outlined above.

RESPONDENT'S LEGAL RIGHTS:

You have the right to the information on which the Committee will rely in making its decision, to be represented by counsel at this proceeding, to subpoena witnesses and/or documents, and to present relevant evidence on your behalf.

INFORMAL CONFERENCE MATERIALS:

Enclosed is a copy of the documents that will be distributed to the members of the Committee and will be considered by the Committee when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the informal conference.**

FILING DEADLINES:

1. Deadline for filing materials: November 29, 2016. Submit 5 copies of all documents you want the Board to consider to Dawnyel Towles, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.
2. Deadline for filing motions, including requests for continuance or objections to exhibits, in writing, to Dawnyel Towles at the above address: November 29, 2016. NOTE: Failure to object to the distribution prior to the proceeding will not affect your right to contest any information contained in these documents at the proceeding.

REQUEST FOR A CONTINUANCE

Absent exigent circumstances, such as personal or family illness, a request for a continuance after **November 29, 2016**, will not be considered. If you obtain counsel, you should do so as soon as possible, as a motion for a continuance due to the unavailability of counsel will not be considered unless received by **November 29, 2016**.

STATEMENT OF ALLEGATIONS

The Board alleges that:

1. At all times relevant hereto, Tina Ann Long, L.P.N., was licensed to practice practical nursing in the Commonwealth of Virginia.
2. Tina Ann Long, L.P.N., violated Virginia Code § 54.1-3007(2), (5), (6) and (8) and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing (“Regulations”) in that during the course of her employment with the Augusta Nursing and Rehab Center (“ANRC”), Fishersville, Virginia, she diverted oxycodone (C-II) for her own personal and unauthorized use, as evidenced by the following:
 - a. On or about July 17, 2016, Ms. Long documented administering one tablet of oxycodone (C-II) 5mg to Patient A at 2100. The tablet of oxycodone 5mg was removed from the medication cart, but was not documented on the medication administration record (“MAR”). A drug reconciliation count revealed that there were 88 tablets remaining, as opposed to the 89 tablets which had been documented. Patient A stated that she could not remember receiving oxycodone from Ms. Long. Patient A also stated that she was always in pain, but that it was worse when Ms. Long was her nurse.
 - b. Ms. Long documented that she administered one oxycodone 5mg tablet to Patient B at 2030 and 2350 on July 15, 2016, and at 0450 on July 16, 2016. Ms. Long did not document the administrations in the MAR. Patient B reported receiving only one dose at 2350.

3. Ms. Long violated Virginia Code § 54.1-3007(5) and (6) in that during the course of her employment with ANRC”), on or about July 16 and July 17, 2016, she was impaired while on duty, as evidenced by the following:

a. During her July 16/17 night shift, Ms. Long was observed having slurred speech, food drooling from her mouth, dropping her head to her chest as though she was falling asleep, swaying even while seated, and frequently dropping medications.

b. Patient C reported that she had been scared because Ms. Long appeared to be drunk during the July 16/17 night shift. Ms. Long’s speech was slurred, she ran into Patient C’s bed and spilled her medicine, and Patient C was unsure what medication Ms. Long was administering.

c. Patient D reported that Ms. Long appeared drunk during her July 16/17 night shift.

d. Patient E reported that Ms. Long fell onto her bed while providing care during her July 16/17 night shift.

e. Ms. Long admitted to feeling impaired during her night shift on July 16/17, 2016. She said that prior to her shift she took her regularly prescribed medications and well as a tablet of Percocet (oxycodone/acetaminophen, C-II), which she said she obtained from her son. Ms. Long said she was disoriented and very foggy, and that one of the side effects of her medications is forgetfulness. She said that she is always impaired at work on some level because she takes multiple prescription medications. Ms. Long’s psychiatrist said that her prescription medications cause drowsiness.

f. On or about July 17, 2016, Ms. Long submitted to a urine drug screen which was positive for hydrocodone (C-III), morphine (C-II), oxycodone (C-II), and oxymorphone (C-II).

4. Ms. Long violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice due to mental illness, as evidenced by the following:

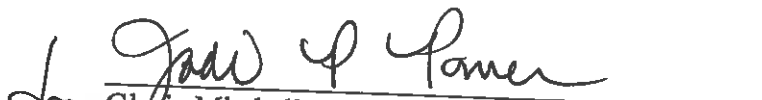
a. Between October 2014 and July 2016, Ms. Love received treatment at Valley Behavioral Health, Woodstock, Virginia, where she was diagnosed with bipolar disorder, depression, insomnia, and anxiety. Her psychiatrist said she was a terribly noncompliant patient and that she was discharged from his practice.

b. Between December 28, 2012 and January 1, 2013, Ms. Long was admitted to RMH Health, Harrisonburg, Virginia, where she was discharged with a diagnosis of bipolar affective disorder, type 2.

c. Between February 24, 2016 and February 29, 2016, Ms. Long was admitted to University of Virginia Hospital East, Charlottesville, Virginia, where she was discharged with a diagnosis of bipolar disorder, MRE depressed severe without psychosis.

Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Long's health records or health services.

See Confidential Attachment I for the names of the patients referenced above.



Gloria Mitchell-Lively, R.N., M.S.N., M.B.A.
Deputy Executive Director
Virginia Board of Nursing

November 10, 2016
Date