

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: BESSIE MAE HAIRSTON GRASTY, R.N.
 License No.: 0001-216758**

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 January 16, 2014, in Henrico County, Virginia. Ms. Grasty was not present nor was she represented by legal counsel. Jane Elliott, serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On March 19, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Grasty 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. Bessie M. Hairston Grasty, R.N., was issued License No. 0001-216758 to practice professional nursing in Virginia on January 7, 2009. The license is scheduled to expire on July 31, 2015. Ms. Grasty's primary state of residence is Virginia.

2. By letter dated December 18, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Grasty notifying her that an informal conference would be held on January 16, 2014. The Notice was sent by certified and first class mail to 118 Adams Street, Clarkesville, Virginia, 23927, the address of record on file with the Board of Nursing. The receipt for the Notice sent

via certified mail was signed by a third party and returned to the Board office on December 20, 2013. 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. Grasty and the informal conference proceeded in her absence.

3. During course of her employment with Central State Hospital in Petersburg, Virginia, on November 6, 2012, by her own admission, Ms. Grasty administered a dose of Benadryl (diphenhydramine - Schedule VI) and a dose of Haldol (haloperidol - Schedule VI) to Patient A prior to receiving a physician's order to administer the medication. No patient harm occurred.

4. Ms. Grasty's employment with Central State Hospital was terminated as a result of the medication error.

5. Since 2009, Ms. Grasty has held eight employments and was terminated from two. Ms. Grasty is currently working at Central State.

CONCLUSIONS OF LAW

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

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Bessie M. Hairston Grasty, R.N., is hereby REPRIMANDED.
2. Ms. Grasty 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.

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. Grasty failed to appear at the informal conference, this Order shall be considered final. Ms. Grasty 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. Grasty 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, R.N., M.S.M., C.S.A.C., 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



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

Entered: April 3, 2014