

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: RENEE BREEDING, C.N.A., R.M.A.
Certificate No: 1401-116781
Registration No. 0031-004638

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 October 29, 2013, in Henrico County, Virginia. Ms. Breeding was not present and was not represented by legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 29, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Breeding 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. Renee Breeding, C.N.A., R.M.A., was issued Certificate No. 1401-116781 to practice as a nurse aide in Virginia on November 18, 2006. The certificate is scheduled to expire on November 30, 2014. Ms. Breeding was issued Registration No. 0031-004638 to practice as a medication aide on December 6, 2010. The registration is scheduled to expire on February 28, 2014.

2. By letter dated October 2, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Breeding notifying her that an informal conference would be held on October 29, 2013. The Notice was sent by certified and first class mail to 2505 Gilmerton Road, Lot #45,

Chesapeake, Virginia 23323 the address of record on file with the Board of Nursing. The certified mail receipt was signed and returned to the Board's office. The first class mail was not returned to the Board's office. Ms. Breeding sent a fax to the Board on October 29, 2013, that included additional information that she wanted the Board to consider. The Agency Subordinate concluded that adequate notice was provided to Ms. Breeding and the informal conference proceeded in her absence.

3. During the course of her employment and while working in the capacity of a medication aide at Our Lady of Perpetual Help, Virginia Beach, Virginia:

a. On January 23, 2013, Ms. Breeding failed to document administering Senexon to Resident A.

b. On January 28, 2013, Ms. Breeding failed to remove an Exelon patch (rivastigmine, Schedule VI) that was on Resident B before placing another Exelon patch on her. On the same day, Ms. Breeding failed to document administering to Resident C her medications that were due at 8:00 a.m., 10:00 a.m. and at noon, which included Caltrate, Centrum, Combigan (brimonidine/timolol, Schedule, VI), Aricept (donepezil, Schedule VI), and Antivert (meclozine, Schedule VI).

c. On February 5, 2013, Ms. Breeding used her personal cell phone to text the names and medical information of two residents to a co-worker.

4. Ms. Breeding was hired by Our Lady of Perpetual Help in January 2011, and her employment was terminated on April 24, 2013, after she failed to return at the expiration of her leave. Ms. Breeding was previously employed at Autumn Care of Chesapeake, Chesapeake, Virginia, from July 2010 until December 2010, when her employment was terminated. Ms. Breeding is not eligible for re-hire at Autumn Care of Chesapeake. Ms. Breeding was employed at Bayside Health Center, Virginia Beach, Virginia, as a full-time nurse aide beginning in April 2008, and she resigned her

employment on February 11, 2009. Finally, Ms. Breeding was hired by Atria, Virginia Beach, Virginia, in May 2007 and her employment was terminated in December 2007. She is not eligible for rehire at Atria.

5. Ms. Breeding reported to a Department of Health Professions investigator that her primary care provider prescribes Xanax (Schedule IV) to her for anxiety.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 3(a) and 3(b) constitute a violation of 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-60-110(A)(2), 18 VAC 90-60-120(2)(b), (l), (m), and (3) of the Regulations Governing the Registration of Medication Aides.

2. Finding of Fact No. 3(c) constitutes a violation of § 54.1-3007(2) and (5) of the Code, 18 VAC 90-25-100(2)(j) of the Regulations Governing Certified Nurse Aides and 18 VAC 90-60-120(2)(k) of the Regulations Governing the Registration of Medication Aides.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Renee Breeding, C.N.A., is hereby REPRIMANDED.
2. Registration No. 0031-004638 of Renee Breeding, R.M.A., is REVOKED.
3. The registration of Ms. Breeding will be recorded as REVOKED and no longer current.


Pursuant to § 54.1-2408.2 of the Code, should Ms. Breeding seek reinstatement of her registration after three years, she shall be responsible for any fees that may be required for the reinstatement of her registration prior to issuance of her registration to resume practice. The reinstatement of Ms. Breeding's registration shall require the affirmative vote of three-fourths of the members at a meeting of the Board.

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. Breeding failed to appear at the informal conference, this Order shall be considered final. Ms. Breeding 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. Breeding 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


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

Entered: Feb. 6, 2014

Certified True Copy

By 
Virginia Board Of Nursing