

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JULIE HILL, C.N.A.
Certificate No.: 1401-146473

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 September 24, 2013, in Henrico County, Virginia. Julie Hill, C.N.A., was not present nor was she 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 November 19, 2013, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Hill 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. Julie Hill, C.N.A., was issued Certificate No. 1401-146473 to practice as a nurse aide in Virginia on July 14, 2011. The certificate expired on July 31, 2013.
2. By letter dated July 8, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Hill notifying her that an informal conference would be held on August 6, 2013. The Notice was sent by certified and first class mail to 250 South Whiting Street, Apt. 1002, Alexandria, Virginia 22304, the address of record on file with the Board of Nursing. The Notice was also sent to 6136 Maddox Boulevard, Chincoteague, Virginia 23336, a secondary address. The Notice sent by certified mail to the address of record was signed for by Travis Poole. The Notice sent by certified mail to the secondary address was signed for by Frances Hill. The Notice sent by certified mail to the secondary address was signed for by Frances Hill. Ms. Hill contacted the Board office to request a continuance, which was granted. By letter dated August 7, 2013, Ms. Hill

was notified by the Board that her informal conference was rescheduled for September 24, 2013. The Agency Subordinate concluded that adequate notice was provided to Ms. Hill and the informal conference proceeded in her absence.

3. During her employment at Riverside Shore Rehabilitation Center, Parksley, Virginia, on March 10, 2013, Ms. Hill diverted Resident A's fentanyl patch (Schedule II). She accomplished the diversion by removing the fentanyl patch from Resident A and placing the patch in her pocket.

4. Ms. Hill is unsafe to practice as a nurse aide due to substance abuse as evidenced by the above diversion and by the fact that shortly after she took Resident A's fentanyl patch, Ms. Hill was observed by a co-worker scratching, fidgeting, and picking her face while having difficulty focusing.

5. On March 10, 2013, Ms. Hill's employment with Riverside Shore Rehabilitation Center was terminated.

6. Ms. Hill was certified in 2011 and held one prior position as a certified nurse aide at Riverside Shore Rehabilitation Center, where she worked less than one year.

7. Ms. Hill failed to respond to the investigator's request for an interview during the course of the investigation into this matter.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC90-25-100(2)(c) and (e) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 5 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The right of Julie Hill to renew Certificate No. 1401-146743 to practice as a nurse aide in the Commonwealth of Virginia is hereby INDEFINITELY SUSPENDED.

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


3. At such time as Ms. Hill shall petition the Board for reinstatement of her certificate, an

administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice as a nurse aide. Ms. Hill shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate prior to issuance of the certificate to resume practice.

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



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

Entered: December 13th 2013

Certified True Copy

By 

Virginia Board Of Nursing