

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:        AMY ALIFF, R.N.  
              License No.: 0001-207150**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Amy Aliff, R.N., with her consent as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Aliff's license to practice professional nursing in Virginia.

**FINDINGS OF FACT**

1.       Amy Aliff, R.N., was issued License No. 0001-207150 to practice professional nursing by the Virginia Board of Nursing on June 15, 2007. Said license was suspended by Order of the Board entered March 22, 2013. Her primary state of residence is Virginia.
2.       During the course of her employment with Blue Ridge Behavioral Healthcare, Roanoke, Virginia, on April 12, 2012, Ms. Aliff diverted approximately 56 dosage units of tramadol (Schedule IV) for her own personal and unauthorized use. Ms. Aliff accomplished the diversion by ordering the tramadol for a patient, without a physician's order, and then keeping the tramadol when the pharmacy delivered the medication to the facility.
3.       On February 22, 2013, Ms. Aliff's primary care provider opined to a Department of Health Professions investigator that Ms. Aliff was not safe to practice professional nursing.
4.       On February 21, 2013, Ms. Aliff was admitted to Carilion Saint Albans Hospital on a temporary detention order after consuming two bottles of cough syrup.

5. On February 20, 2013, Ms. Aliff's counselor at Family Services of Roanoke Valley, Roanoke, Virginia, opined to a Department of Health Professions investigator that Ms. Aliff is not safe to practice professional nursing.

6. On February 13, 2013, Ms. Aliff emailed a letter to a Department of Health Professions investigator stating that she is seeking help for her addiction.

7. On November 19, 2012, Ms. Aliff was admitted to Carilion Saint Albans Hospital and treated for polysubstance abuse and psychotic disorder NOS.

8. On Ms. Aliff's application for employment with Blue Ridge Behavioral Healthcare submitted in October, 2009, she stated that her reason for leaving Carilion Rehabilitation Center, Roanoke, Virginia, was that she married a co-worker, when, in fact, her employment at Carilion Rehabilitation Center was terminated for job abandonment.

9. Blue Ridge Behavioral Healthcare terminated Ms. Aliff's employment as a result of her diversion of tramadol. Medi Home Health & Hospice, Roanoke, Virginia, terminated Ms. Aliff's employment on January 21, 2013, because after Ms. Aliff's 30-day orientation, where she was observed by various professional nurses, the staff determined that Ms. Aliff did not demonstrate proficiency with the skilled nursing competencies required of the position.

#### CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), (6) and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing ("Regulations").

2. Findings of Fact Nos. 3, 4, 5, 6, and 7 constitute a violation of § 54.1-3007(6) of the Code.

3. Finding of Fact No. 8 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations.

**CONSENT**

Amy Aliff, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to a formal fact finding hearing before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to a formal hearing;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

**ORDER**

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. License No. 0001-207150 of Amy Aliff, R.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Aliff 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. Aliff 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.

4. This suspension applies to any multistate privilege to practice nursing.

5. This suspension shall be STAYED upon proof of Ms. Aliff's entry into the Health Practitioners' Monitoring Program ("HPMP") pursuant to Chapter 25.1 of Title 54.1 of the Code and 18 VAC 76-10-10 *et seq.* of the Regulations Governing the HPMP. At such time, the indefinite suspension shall be STAYED and the following terms and conditions shall apply:

a. Ms. Aliff 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 Amy Aliff, R.N., 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. Aliff is not in compliance with the terms and conditions specified by the HPMP;

ii. Ms. Aliff's participation in the HPMP has been terminated;

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

6. This Order is applicable to Ms. Aliff's multistate licensure privileges, if any, to practice professional nursing. For the duration of this Order, Ms. Aliff 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 Ms. Aliff wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

7. Ms. Aliff 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 §§ 2.2-4023 and 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 public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD

Jane Ingalls, R.N., Ph.D.  
Jane Ingalls, R.N., Ph.D.  
President  
Virginia Board of Nursing

ENTERED: May 21, 2013

SEEN AND AGREED TO:

Amy Aliff  
Amy Aliff

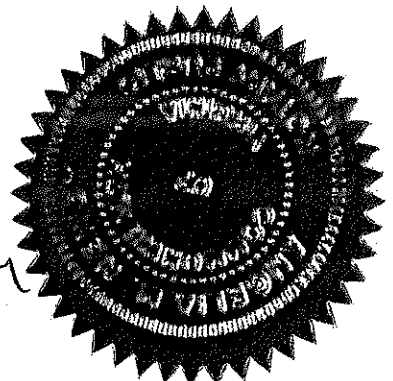
COMMONWEALTH OF VIRGINIA,  
COUNTY/CITY OF Roanoke, TO WIT:

Subscribed and sworn to before me Angela Nuby, a Notary Public, this 3<sup>rd</sup> day of April, 2013

My commission expires July 31, 2014

Registration Number 7013923

Angela Nuby  
NOTARY PUBLIC



**Certified True Copy**  
By apraham  
Virginia Board of Nursing