

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: JODI ANNE SANDERSON, R.N.
License Number: 0001-164590
Case Number: 170248

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on May 19, 2016, in Henrico County, Virginia, to inquire into evidence that Jodi Anne Sanderson, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Jodi Anne Sanderson, R.N. appeared at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated April 29, 2016, the Board of Nursing sent a Notice of Formal Hearing (“Notice”) to Ms. Sanderson notifying her that a formal administrative hearing would be held on May 19, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing.

Upon consideration of the evidence, the Board adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT

1. Jodi Anne Sanderson, R.N. was issued License Number 0001-164590 to practice professional nursing in the Commonwealth of Virginia on August 4, 1999. Said license was mandatorily suspended by Order of the Director of the Department of Health Professions on May 11,

2012. By Order of the Board entered December 6, 2013 (“Board’s Order”), Ms. Sanderson’s license was reinstated and placed on indefinite suspension, with the suspension stayed contingent upon Ms. Sanderson’s entry into a Recovery Monitoring Contract and compliance with the Health Practitioners’ Monitoring Program (“HPMP”). The Order was based, in part, on findings that Ms. Sanderson has a history of substance abuse and mental health issues. Ms. Sanderson’s primary state of residence is Virginia.

2. On February 5, 2016 Ms. Sanderson was dismissed from the HPMP for continued use of tramadol, butalbital, and oxycodone, non-compliance with the toxicology screening program, and failure to provide medical documentation.

3. Between October 12, 2015 and October 21, 2015, Ms. Sanderson was hospitalized at the CJW Medical Center Tucker Pavilion and diagnosed with major depressive disorder, recurrent, and cocaine dependence, in remission.

4. On January 29, 2016, Ms. Sanderson voluntarily admitted herself to the Farley Center for inpatient treatment in the professionals program. On January 31, 2016, during the course of her treatment with the Farley Center, Ms. Sanderson admitted she had recently relapsed on cocaine, heroin, and Percocet. Ms. Sanderson said she last used these drugs on January 24, 2016. On March 15, 2016, Ms. Sanderson’s final diagnosis with the Farley Center included cocaine dependence with induced mood disorder, and opioid dependence, uncomplicated.

5. Ms. Sanderson testified that her sobriety date is January 25, 2016. She told the Board that she is living in the Oxford House, a sober living environment, and has a network of support, including her mother and her mother’s husband. She told the Board that she has arrived at a place where she is taking her recovery seriously and is willing to take guidance to help her combat her

disease, which she has never previously done. She further told the Board that she has a sponsor, sees a therapist, and attends a minimum of five NA meetings a week.

6. Ms. Sanderson told the Board that she would like to reenroll in HPMP if given the opportunity.

7. Ms. Sanderson testified that she is unsure to what type of nursing she would like to return. However, she told the Board that she does not want to practice in an emergency room, work twelve-hour shifts or night shifts, work in long term care, or in a situation in which she has access to narcotics.

8. One of the residents of the Oxford House confirmed Ms. Sanderson's participation in the sober living environment.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code and a violation of Term 2 of the Board's Order.

2. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The license of Jodi Anne Sanderson to practice professional nursing is INDEFINITELY SUSPENDED.

2. The license will be recorded as suspended.

3. This suspension applies to any multistate privilege to practice professional nursing.

4. Should Jodi Anne Sanderson seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Jodi

Anne Sanderson to demonstrate that she is safe and competent to return to the practice of professional nursing.

5. The suspension shall be STAYED upon proof of Jodi Anne Sanderson's entry into a Contract with the Virginia Health Practitioners' Monitoring Program ("HPMP").

6. Upon stay of the suspension, Jodi Anne Sanderson shall comply with all terms and conditions of the HPMP for the period specified by the HPMP.

7. Upon receipt of evidence of Jodi Anne Sanderson's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Jodi Anne Sanderson's appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

8. This Order is applicable to Jodi Anne Sanderson's multistate licensure privileges, if any, to practice professional nursing. For the duration of this Order, Jodi Anne Sanderson 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 she seeks to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

9. Failure to comply with the terms and conditions of the stay of suspension shall be reason for summarily rescinding the stay of suspension of the license of Jodi Anne Sanderson, and the license shall be recorded as suspended. After any rescission of the stay of suspension, a formal administrative proceeding shall be instituted.

10. Jodi Anne Sanderson is REPRIMANDED.

11. Jodi Anne Sanderson shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

12. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of professional nursing shall constitute grounds for further disciplinary action.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, 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.

FOR THE BOARD

Jay Douglas

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

ENTERED AND MAILED ON:

June 15, 2016

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy

By *draham*

Virginia Board Of Nursing