

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KAITLIN BENNETT JONES, L.P.N.
License No.: 0002-079292

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 19, 2012, in Henrico County, Virginia. Kaitlin Bennett Jones, L.P.N., was present and was not represented by legal counsel. Janet Younger, R.N., Ph.D., P.N.P., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On November 14, 2012, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Jones 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. Kaitlin Bennett Jones, L.P.N., was issued License No. 0002-079292 to practice practical nursing in Virginia on October 21, 2008. The license is scheduled to expire on October 31, 2013. Her primary state of residence is Virginia.
2. By letter dated July 26, 2012, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Jones notifying her that an informal conference would be held on September 19, 2012. The Notice was sent by certified and first class mail to 13311 Hensley Road, Midlothian, Virginia 23112, the address of record on file with the Board of Nursing.
3. On August 16, 2011, in the General District Court of Hanover County, Virginia, Ms. Jones was convicted of driving while intoxicated for an offense that occurred on April 24, 2011.

4. On March 19, 2012, during the course of her employment with Conmed Healthcare Management and assigned to the Henrico County Jail, Ms. Jones exhibited sluggish speech and behaviors and nodded off several times while screening an inmate. Ms. Jones acknowledged that she had taken a prescribed narcotic before her shift. Her employment was not terminated.

5. On March 22, 2012, Ms. Jones was hospitalized on an emergency basis and later voluntarily admitted to Richmond Community Hospital. Her diagnoses at discharge were major depressive disorder with psychotic symptoms and post-traumatic stress disorder.

6. In interviews with an investigator for the Department of Health Professions in May 2012, Ms. Jones' treating psychiatrist and clinical social worker expressed concerns about Ms. Jones' ability to safely practice nursing due to the increased severity of her symptoms.

7. Ms. Jones stated at the informal conference that she has been followed by mental health professionals and taken psychiatric medications since the age of 18. She is currently under the care of a psychiatrist and a clinical social worker. She takes Lorazepam 1mg twice a day and Luvox 150mg once a day.

8. Ms. Jones signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP") on August 15, 2012. A compliance report from her HPMP manager dated September 17, 2012, stated that Ms. Jones continued to practice nursing at the Henrico County Jail after she agreed to refrain from practice. Ms. Jones was placed on pre-dismissal status with HPMP, required to refrain from practice, and required to obtain an assessment at the Family Counseling Center for Recovery. At the informal conference, Ms. Jones stated that it was a mistake for her to continue to work after agreeing not to, and that she had obtained the assessment as required.

9. Since becoming licensed in 2008, Ms. Jones has had five nursing employers. Her one-year employment with KePro as a clinical reviewer was terminated in January 2011 for poor performance.

CONCLUSIONS OF LAW

1. Findings of Fact #s 3, 5, and 6 constitute a violation of §54.1-3007(6) of the Code.
2. Finding of Fact #4 constitutes a violation of § 54.1-3007(5) and (6) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The Board shall TAKE NO ACTION contingent on Kaitlin Bennett Jones' continued compliance with the HPMP for the period specified by the HPMP.
2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ms. Jones, and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Jones shall be noticed to appear before the Board at such time as the Board is notified that:
 - a. She is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;
 - b. There is a pending investigation or unresolved allegation against her involving a violation of law or regulation or any term or condition of this Order; or
 - c. She has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Jones' participation in and compliance with the HPMP, the Board, at its discretion, may waive her appearance before the Board and conduct an administrative review of this matter.
3. This Order is applicable to Ms. Jones' multistate licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Jones 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

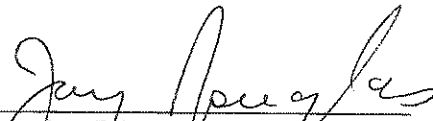
she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. Ms. Jones shall maintain a course of conduct in her capacity as a practical 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Jones may, not later than 5:00 p.m., on **January 21, 2013**, notify Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:



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

ENTERED: December 18th, 2012

This Order shall become final on January 21, 2013, unless a request for a formal administrative hearing is received as described above.