

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: SHARON WHITE, L.P.N.
License No.: 0002-019205

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 6, 2006, in Henrico County, Virginia. Ms. White was present and was not represented by legal counsel. Janet B. Younger, Ph.D., R.N., P.N.P., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 23, 2007, the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. White 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. Sharon White, L.P.N., was issued license number 0002-019205 to practice practical nursing in Virginia on April 30, 1974. The license is current.
2. By letter dated September 14, 2006, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. White notifying her that an informal conference would be held on October 6, 2006. The Notice was sent by certified and first class mail to 402 Sparrow Road, Chesapeake, VA 23325, the address of record on file with the Board of Nursing.

3. During the course of her employment at Tandem Healthcare of Norfolk, Norfolk, Virginia ("Tandem):

a. On December 20, 2005, Ms. White found a resident to be unresponsive and did not initiate a Code and summon emergency personnel to determine whether the resident could be resuscitated. Although she claimed to have visited the resident when she was still breathing, and claimed not to have seen her again until other staff found her unconscious, she was seen by other staff entering the resident's room between those hours and wrote on the back of the MAR, "meds not given, unable to awake." Ms. White was terminated from her nursing position at Tandem on December 23, 2005, as a result of this incident.

b. On December 10, 2005, Ms. White incorrectly transcribed a physician's medication order. The order was for Osmolite HN@100cc/hr from 8:00 in the morning until 10:00 in the evening, at which time, Resident B was to receive water only from 10:00 p.m. until 8:00 a.m. @75cc/hr, and she wrote Osmolite 100cc/hr 8 p.m. until 10 a.m.; Water 75cc/hr 8 a.m. until 10 p.m.

c. On December 9, 2005, while evaluating a newly admitted resident at Tandem, Ms. White failed to perform a complete body check and therefore did not document red marks on the resident's heel, and leg wounds.

4. While employed at Chesapeake Healthcare Center, Chesapeake, Virginia, on September 10, 2004, Ms. White failed to check on one of the residents under her care, after being alerted by a C.N.A. that she had found said resident on the floor.

CONCLUSIONS OF LAW

The Board concludes that:

1. Findings of Fact #3 constitutes a violation of § 54.1-3007 (5) of the Code.
2. Finding of Fact #4 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code, and 18 VAC 90-20-300(A)(2)(f) of the Board of Nursing Regulations.

ORDER

WHEREFORE, it is hereby ORDERED that Sharon White, L.P.N., shall be placed on INDEFINITE PROBATION for a period of not less than two years of actual nursing practice and subject to the following terms and conditions:

1. The period of probation shall begin on the date that this Order is entered and shall continue Indefinitely. After two years of active employment as a licensed practical nurse, Ms. White may request that the Board end this probation.
2. Ms. White shall inform the Board in writing within ten (10) days of the date she begins nursing practice, or changes employment, or any interruption in nursing practice occurs. Additionally, Ms. White shall provide the name and address of each employer to the Board.
3. Ms. White shall inform her current nursing employer and each future nursing employer that the Board has placed her on probation and shall provide each employer with a complete copy of this Order. If she is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she is on probation.
4. Performance Evaluations shall be provided, at the direction of Ms. White, by all nursing employers. The first report must be received in the board office no later than sixty (60) days from the date this order is entered. Subsequent reports must be received quarterly by the last day of the months

of March, June, September and December until the period of probation ends.

5. Ms. White shall submit quarterly "Self Reports" which include a current address, telephone number, and verification of all current employment. These reports shall also include any changes in her employment status. The first report must be received in the board office no later than sixty (60) days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.

6. Ms. White shall practice only in a supervised employment setting satisfactory to the Board for the first two years after being placed on probation. This employment setting shall provide on-site supervision by a physician, professional nurse, or practical nurse, who works the same shift and works on the same level of the building, and holds an unrestricted license. For all current nursing employment, and before beginning or changing nursing employment during this period, Ms. White shall have current and all prospective employers provide a written description of the employment setting to the Board office for approval.

7. Ms. White shall return all copies of her license to practice as a practical nurse to the Board office within ten (10) days of the date of entry of this Order along with a payment of a fee of \$5.00. Upon receipt, the Board shall issue a new license marked "Valid in Virginia Only; Probation with Terms."

8. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Sharon White, L.P.N., and an administrative proceeding shall be held to decide whether her license shall be revoked.

9. This order shall be applicable to Ms. White's multistate licensure privilege, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. White

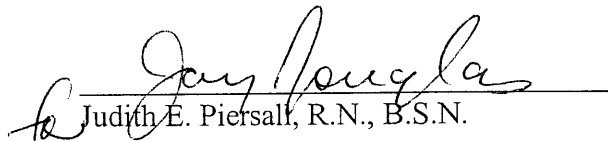
shall not work outside the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Ms. White wishes to work. Any request for out of state employment shall be directed, in writing, to the Executive Director of the Board.

Ms. White shall maintain a course of conduct in her practice of practical nursing commensurate with the requirements of Title 54.1, Chapter 30 of the Code and all laws of the Commonwealth.

This Order is subject to appeal to the Board. If Ms. White desires a formal administrative hearing before the Board pursuant to §§ 2.2-4020 and 2.2-4021 of the Code, she must notify Jay Douglas, Executive Director, Board of Nursing, 6603 West Broad Street, Richmond, Virginia 23230, in writing, within thirty-three (33) days from the date of service of this Order. Upon the filing of a request for the hearing with the Executive Director, this Order shall be vacated.

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.

FOR THE BOARD

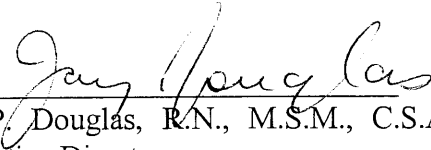


Judith E. Piersall, R.N., B.S.N.
President
Virginia Board of Nursing

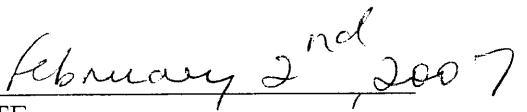
Entered: January 24th, 2007

Certificate of Service

I hereby certify that a true copy of the foregoing Order was mailed this day to Sharon White, L.P.N., at 402 Sparrow Road, Chesapeake, VA 23325.



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



DATE