

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TAMIRA T. NAGY, R.N. REINSTATEMENT APPLICANT

AMENDED NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Tamira T. Nagy, who, prior to its suspension by the Department of Health Professions on February 16, 2012, held License No. 0001-208210 to practice professional nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on July 15, 2013, at 9:00 a.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia 23233, at which time Ms. Nagy will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Nagy has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Nagy desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon the application of Tamira T. Nagy for reinstatement of her license to practice professional nursing in Virginia and to inquire into evidence that Ms. Nagy may have violated certain laws and regulations governing professional nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Nagy’s license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that:

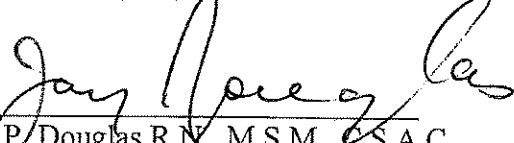
1. Tamira T. Nagy may have violated § 54.1-3007(6) and (7) of the Code in that, on or about February 6, 2012, Ms. Nagy's multistate privilege to practice professional nursing in the State of North Carolina, by virtue of the Nurse Compact Act, was revoked subsequent to Ms. Nagy testing positive for methadone, a Schedule II controlled substance. Said revocation was the basis of the mandatory suspension of her license to practice in Virginia.

2. Ms. Nagy may have violated § 54.1-3007(6) of the Code in that she may be unable to safely practice due to substance abuse and/or physical and/or mental illness which requires medication and treatment, as evidenced by the following:

a. During the course of her employment at Carilion New River Valley Medical Center, Radford, Virginia, in or about February, 2012, Ms. Nagy was impaired while on duty. On several occasions, she was observed to have altered speech and an unsteady gait and appeared sleepy. In addition Ms. Nagy provided multiple reasons to leave the unit to go out to her car and upon her return, appeared hyperactive.

b. Ms. Nagy has received treatment for degenerative disk disease, attention deficit disorder and depression, and was prescribed Lortab (hydrocodone, Schedule III), Ritalin (methylphenidate, Schedule II) and Effexor (venlafaxine).

FOR THE BOARD


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

ENTERED: June 12th, 2013