

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

DEBORAH CHAMBLISS, C.N.A., R.M.A.

Certificate No.: 1401-029127

Registration No.: 0031-000439

CONSENT ORDER

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was held before a Special Conference Committee ("Committee") of the Board of Nursing ("Board") on June 11, 2013, in Henrico County, Virginia, to inquire into evidence that Deborah Chambliss, C.N.A., R.M.A., may have violated certain laws and regulations governing nurse aide and medication aide practice of nursing in Virginia. Ms. Chambliss was not present and was not represented by legal counsel.

Upon consideration of the evidence presented, the Committee adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Deborah Chambliss, C.N.A., R.M.A. was issued Certificate No. 1401-029127 to practice as a nurse aide by the Virginia Board of Nursing on March 14, 1992. Said certificate expired on March 31, 2013. She was issued Registration No. 0031-000439 to practice as a medication aide on July 14, 2008. Said registration expired on August 31, 2012.

2. By letter dated May 9, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Chambliss notifying her that an informal conference would be held on June 11, 2013. The Notice was sent by certified and first class mail to 12271 Beaverdam Road, Waverly, Virginia 23890, the address of record on file with the Board of Nursing. Neither the certified mail nor the first class mail was

returned to the Board office. The Committee Chair concluded that adequate notice was provided to Ms. Chambliss and the informal conference proceeded in her absence.

3. Ms. Chambliss is unable to safely practice as a certified nurse aide or as a registered medication aide due to substance abuse, as evidenced by her admitted alcoholism, for which she is receiving treatment, her June 2011 hospitalization and ongoing treatment for depression, and application to receive disability.

4. In February 2013, her psychiatrist indicated that she exhibited poor judgment and impulse control and that he had significant concerns about her returning to work as a nurse aide or medication aide. Her case manager with the District 19 Community Services Board also indicated that such work was not suitable for Ms. Chambliss.

5. Ms. Chambliss told her physician and an investigator for the Department of Health Professions that in September 2012 she had sold narcotics left over from an old prescription and from her husband's prescription because of financial difficulties.

6. Ms. Chambliss was last employed as a medication aide at Lake Prince Woods Retirement Community, Suffolk, Virginia. Her employment there was terminated in June 2012 for sleeping while on duty, which she attributed to adjusting to her medication for depression.

#### **CONCLUSIONS OF LAW**

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

#### **CONSENT**

Deborah Chambliss, C.N.A., R.M.A., 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 s/he 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 as a nurse aide and as a medication aide 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. The rights of Deborah Chambliss, C.N.A., R.M.A., to renew Certificate No. 1401-029127 and Registration No. 0031-000439 are REVOKED.
2. The certificate and registration will be recorded as revoked and no longer current.
3. At such time as Ms. Chambliss shall petition the Board for reinstatement of her certificate and/or registration, an administrative proceeding will be convened to determine whether she is capable of resuming safe and competent nurse aide and/or medication aide practice. Ms. Chambliss shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate and/or registration prior to issuance of the certificate and/or registration to resume practice.

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

ENTERED: July 17, 2013

SEEN AND AGREED TO:

Deborah Chambliss  
Deborah Chambliss, C.N.A., R.M.A.

Certified True Copy  
By [Signature]  
Virginia Board of Nursing

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

Subscribed and sworn to before me, Doris M. Ellis-Jackson, a Notary Public, this 28<sup>th</sup> day of June, 2013.

My commission expires December 31, 2015.

Registration Number 327995.

Doris M. Ellis-Jackson  
NOTARY PUBLIC

