

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JANET FARROW, C.N.A. RESPONDENT
Certificate No.: 1401-019078

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 Virginia Board of Nursing ("Board") on February 26, 2013, in Henrico County, Virginia. Ms. Farrow was not present nor was she represented by legal counsel. Nancy Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 22, 2013, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Farrow 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. Janet Farrow, C.N.A., was issued Certificate No. 1401-019078 to practice as a nurse aide in Virginia on January 7, 1991. The certificate expired on January 31, 2013.
2. By letter dated January 8, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Farrow notifying her that an informal conference would be held on February 26, 2013. The Notice was sent by certified and first class mail to Post Office Box 77, Forest, Virginia, 24551, the address of record on file with the Board of Nursing. The certified letter and exhibits were not picked up by Ms. Farrow at the post office. The first class letter was returned by the post office because it could not be delivered. In October, 2012, Ms. Farrow signed for a first class letter from the Board sent to the address of record. Ms. Farrow did not submit a change in address of record to the

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Board. The Agency Subordinate concluded that adequate notice was provided to Ms. Farrow and the informal conference proceeded in her absence.

3. On September 20, 2011, during the course of her employment with Virginia Baptist Hospital, Lynchburg, Virginia, Ms. Farrow changed a bag containing sodium chloride intravenous fluids for a patient, which she admitted to the Department of Health Professions' investigator that she knew to be a nursing task that is beyond the scope of the practice of certified nurse aides. Ms. Farrow stated that she knew that the patient needed a new fluid bag and the R.N. had not changed the bag. There was no patient harm.

4. As a consequence of her action, Ms. Farrow's employment was terminated. She had been employed at Virginia Baptist Hospital since January, 1991. An evaluation dated February 15, 2011, stated that Ms. Farrow met or exceeded expectations in all areas.

5. No information is available concerning any current employment.

CONCLUSIONS OF LAW

Finding of Fact #3 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-25-100(2)(a) of the Regulations Governing Certified Nurse Aides.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Janet Farrow, C.N.A., is hereby REPRIMANDED.
2. Ms. Farrow shall maintain a course of conduct in her capacity as a nurse aide 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

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inspection and copying upon request.

Since Ms. Farrow failed to appear at the informal conference, this Order shall be considered final. Ms. Farrow has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Farrow has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD


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

Entered: May 30th, 2013

Certified True Copy

By 
Virginia Board Of Nursing