

## **Virginia Board of Nursing**

### **Requests by Revoked Certified Nurse Aides with Prior Adverse Findings**

The Board of Nursing will not consider requests for reinstatement from CNA's who have been previously revoked on the basis of abuse, neglect or misappropriation of property, unless it was a finding of neglect based on a single occurrence in compliance with Section 4755 of the Balanced Budget Act of 1997, which amends 42 U.S.C. 1395i-3(g)(1) section 1819(g)(1) and 42 U.S.C. 1396r(g)(1).

An applicant may petition the Board for removal of that finding *only one time* after a period of one year has passed since the finding of Neglect was made. Further, the Board requires that the petitioner has the burden of proof to establish his/her employment and personal history do not reflect a pattern of abusive behavior or neglect.

Accepted: July 23, 1996

Revised: November 18, 2003; January 29, 2013