

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: CHASTITY R. JONES, R.N.**  
**License Number: 0001-194597**  
**Case Number: 169332**

**RATIFICATION AND ORDER**

On July 20, 2016, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. CHASTITY R. JONES, R.N. was not present nor was she represented by legal counsel.

In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 54.1-2400.2, 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.

Since Ms. Jones failed to appear at the informal conference, this Order shall be considered final. Ms. Jones 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. Jones has thirty 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 Douglas, M.S.M., R.N., C.S.A.C., F.R.E., 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 days are added to that period.

FOR THE BOARD

*Gloria Mitchell-Simley*  
for Jay Douglas, M.S.M, R.N., C.S.A.C., C.R.E.  
Executive Director  
Virginia Board of Nursing

ENTERED AND MAILED ON:

*July 28, 2016*

**Certified True Copy**

By *[Signature]*  
Virginia Board of Nursing

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**REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE**

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**Jurisdiction and Procedural History**

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Jodi P. Power, R.N., J.D., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on April 26, 2016 in Henrico County, Virginia, to inquire into evidence that CHASTITY R. JONES, R.N. may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Ms. Jones did not appear at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

**Notice**

By letter dated March 25, 2016, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Jones notifying her that an informal conference would be held on April 26, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing. The certified mail was returned to the Board office marked “unclaimed”. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Jones and the informal conference proceeded in her absence.

### Recommended Findings of Fact and Conclusions of Law

1. CHASTITY R. JONES, R.N. was issued License Number 0001-194597 to practice professional nursing on February 10, 2005, which is scheduled to expire on August 31, 2016. At all times relevant to the allegations herein, said license was in full force and effect. Her primary state of residence is Virginia.

2. Ms. Jones violated Virginia Code § 54.1-3007(2), (3), (5), (6) and (8) and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing in that during the course of her employment with Indian Path Medical Center, Kingsport, Tennessee, while practicing in Tennessee on her Virginia license multistate privileges, Ms. Jones diverted various narcotics for her personal and unauthorized use, as evidenced by the following:

a. On September 4, 2014 at 19:07 hours, Ms. Jones withdrew one Valium (diazepam, C-IV) 5mg tablet and one Dilaudid (hydromorphone, C-II) 2mg syringe for Patient A, and documented administering the medications one and one-half hours later at 20:43 hours. Further, Patient A was ordered 1mg Dilaudid; however, she failed to document the amount wasted. Ms. Jones also withdrew two Percocet (oxycodone, C-II) 5/325mg tablets and failed to document administration or wastage.

b. On September 16, 2014 at 19:33 hours, Ms. Jones withdrew one Lortab 10/325mg tablet for Patient B, and documented administering the medications at 21:35 hours, which is more than two hours later. She also withdrew one Ativan (lorazepam, C-IV) 0.5mg tablet and one Restoril (temazepam, C-IV) 15mg capsule and failed to document administration or wastage.

c. On September 18, 2014 at 19:29 hours, Ms. Jones withdrew one Lortab 5/325mg tablet for Patient C, and documented administering it at 22:36 hours, which is more than three hours later.

d. On September 18, 2014 at 19:35 hours, Ms. Jones withdrew one morphine (C-II) 2mg syringe for Patient D, and failed to document administration or wastage.

e. On September 20, 2014 at 18:05 hours, Ms. Jones withdrew one Dilaudid 2mg syringe for Patient E and failed to document administration or wastage. Further, at 18:48 hours, she withdrew one Restoril 7.5mg capsule and one Dilaudid 2mg syringe for Patient E, and documented administering the medications at 20:58 hours, which is more than two hours later.

f. On or about September 20, 2014, Ms. Jones withdrew two Dilaudid 2mg syringes for Patient F and one Lortab 7.5/325 tablet and failed to document administration or wastage.

3. Ms. Jones' employment with Indian Path Medical Center was terminated on September 25, 2014, after one and one-half years of employment, for violation of the narcotic administration/waste policy, based on 13 instances between September 4 – 20, 2014 of narcotics pulled and not charted for several hours or narcotics pulled and not documented as administered, returned or wasted.

4. Ms. Jones violated Virginia Code § 54.1-3007(6) in that:

a. On August 5, 2014, while being treated for lower back pain at Medical Associates of SW Virginia, Ms. Jones tested positive for oxymorphone and benzodiazepines, for which she did not have valid prescriptions.

b. From August 27, 2013 to August 27, 2015, Ms. Jones obtained 25 narcotic prescriptions for hydrocodone, oxycodone and tramadol, from ten prescribers at seven different practices.

c. On April 7, 2015 while being treated for lower back pain, Ms. Jones was dismissed from a pain management clinic in Kingsport, Tennessee, for violations of an opioid agreement. She requested a prescription for Lortab on March 31, 2015 after receiving two

prescriptions for oxycodone on March 20, 2015 and failed to report to the office for random urine drug screen and pill count and failed to schedule an MRI.

5. On July 21, 2015, the Tennessee Board of Nursing issued a Letter of Warning to Ms. Jones for failing to document narcotics and charting discrepancies, while practicing at Indian Path Medical Center.

6. In June 2015, Ms. Jones reported to the Tennessee Board of Nursing that she was employed at NHC Healthcare in Bristol, Virginia, but no investigative information was obtained regarding this employment. In October 2015, at the conclusion of the Department of Health Professions' investigation, Ms. Jones reported that she was not employed in nursing and was taking care of her grandchild.

7. During the DHP investigation, Ms. Jones denied diverting any medications and stated that she did not have any substance abuse issues and was not interested in entering the Health Practitioners' Monitoring Program.

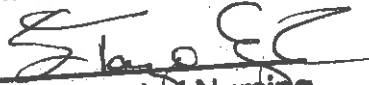
#### **Recommended Order**

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. The license issued to CHASTITY R. JONES to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
2. The license of CHASTITY R. JONES will be recorded as SUSPENDED.
3. This suspension applies to any multistate privilege to practice professional nursing.
4. Should CHASTITY R. JONES seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on CHASTITY R. JONES to demonstrate that she is safe and competent to return to the practice of

professional nursing. Ms. Jones shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.

Reviewed and approved on May 18, 2016  
By Jodi P. Power, R.N., J.D.  
Agency Subordinate

**Certified True Copy**  
By   
**Virginia Board of Nursing**