

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: SAMANTHA HILL, C.N.A.
Certificate No.: 1401-108431**

CONSENT ORDER

The Virginia Board of Nursing (“Board”) and Samantha Hill, C.N.A., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Hill’s certificate to practice as a nurse aide in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Samantha Hill, C.N.A., was issued Certificate No. 1401-108431 to practice as a nurse aide by the Virginia Board of Nursing on April 22, 2005. Said certificate is set to expire on April 30, 2016.
2. During the course of her employment with Golden Living Center, Fredericksburg, Virginia, on November 14, 2014, Ms. Hill was found in a resident’s room sleeping while on duty. Her employment was terminated on November 18, 2014, as a result of this incident.
3. Ms. Hill stated to an investigator for the Department of Health Professions that she fell asleep as a result of medication she had taken.
4. Ms. Hill self-reported that she began substance abuse treatment on January 8, 2015, for opioid dependence with Family Counseling Center for Recovery, Fredericksburg, Virginia. Ms. Hill stated that she used drugs and smoked marijuana once or twice a week, but never while on duty.
5. Ms. Hill stated that she was not employed and does not plan to work as a certified nurse aide.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-25-100(2)(e) of the Regulations Governing Certified Nurse Aides.
2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.
3. Finding of Fact No. 2 and Conclusion of Law No. 1 constitute a Finding of Neglect pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

CONSENT

Samantha Hill, C.N.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 she has the following rights, among others: the right to an informal fact finding conference 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 an informal conference;
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 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 Board ACCEPTS the VOLUNTARY SURRENDER for INDEFINITE SUSPENSION of Samantha Hill's certificate to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than one year.

2. The certificate will be recorded as suspended.

3. At such time as Ms. Hill shall petition the Board for reinstatement of her certificate, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice as a nurse aide. Ms. Hill shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate prior to issuance of the certificate to resume practice.

4. A Finding of Neglect shall be ENTERED against Ms. Hill in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Hill's employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

5. Since this Finding of Neglect was based on a singular occurrence, Ms. Hill is eligible to petition the Board for removal of the Finding of Neglect one time, after a period of one (1) year from the date of entry of this Order, if she can demonstrate that her employment and personal history do not reflect a pattern of abusive behavior or neglect.

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

Joyce A. Hahn

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP
President, Virginia Board of Nursing

ENTERED: _____

7/19/19

SEEN AND AGREED TO:

Samantha Hill C.N.A.
Samantha Hill, C.N.A.

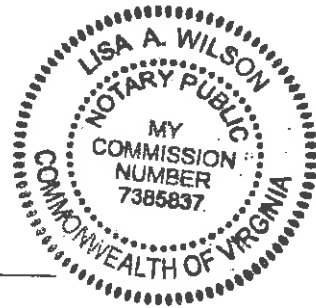
COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Stafford, TO WIT:

Subscribed and sworn to before me, Lisa A. Wilson, a Notary Public, this 18th day of May, 2016.

My commission expires 11-30-2019

Registration Number 7385837

Lisa A. Wilson
NOTARY PUBLIC



Certified True Copy

By *Strath*
Virginia Board Of Nursing