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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KRISTA Y. SCHOFIELD, C.N.A.
Certificate No.: 1401-126021

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Krista Y. Schofield, C.N.A., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Schofield'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. Krista Y. Schofield, C.N.A. was issued Certificate No. 1401-126021 to practice as a nurse aide by the Virginia Board of Nursing on August 25, 2008. Said certificate was suspended by Order of the Board entered February 3, 2012 ("February 2012 Order"). By Term No. 4(a) of the February Order, the suspension was stayed upon proof of Ms. Schofield's entry into and compliance with the Health Practitioners' Monitoring Program ("HPMP"). The stay of suspension was rescinded on May 23, 2013. By Order of the Board entered August 1, 2013, ("August 2013 Order"), Ms. Schofield's certificate was reinstated and she was placed on probation for at least 12 months of active employment as a nurse aide under certain terms and conditions including two supervised unannounced drug screens a month.

2. On August 11, 2014, Ms. Schofield requested that she be released from the terms and conditions of her probation and that she be given an unrestricted certificate.

3. No drug or alcohol screens were received from the Ms. Schofield between December 2013 and July 2014.

4. When questioned by the Department of Health Professions Compliance Case Manager, Ms. Schofield stated that she did not believe that she was required to continue testing upon completing her treatment at Rubicon, Richmond, Virginia, in November 2013. She stated that she was willing to resume drug and alcohol screening.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of Term No 3(g) of the August 2013 Order.

CONSENT

Krista Y. Schofield, 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. Krista Y. Schofield, C.N.A. is hereby REPRIMANDED.
2. Ms. Schofield's request for release from probation is DENIED and she shall be continued on INDEFINITE PROBATION subject to the following terms and conditions:
 - a. The period of probation shall begin on the date that this Order is entered and shall continue Indefinitely. After six months of active employment as a certified nurse aide, Ms. Schofield may request that the Board end this probation.

b. Ms. Schofield shall inform the Board in writing within ten days of the date she begins nurse aide practice, or changes employment, or if any interruption in nurse aide practice occurs. Additionally, Ms. Schofield shall provide the name and address of each employer to the Board.

c. Ms. Schofield shall inform her current nurse aide employer and each future nurse aide employer that the Board has placed her on probation and shall provide each employer with a complete copy of this Order. If Ms. Schofield is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she/he is on probation.

d. Performance Evaluations shall be provided, at the direction of Ms. Schofield, by all nurse aide employer(s), as provided by the Compliance Division. Reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.

e. Ms. Schofield shall continue with all recommended therapy with written quarterly progress reports by the therapist shall be sent to the Board by the last day of the months of March, June, September and December until Ms. Schofield is discharged from therapy. Ms. Schofield shall direct the therapist to notify the Board if she withdraws from the treatment program before being officially discharged by the therapist.

f. Ms. Schofield shall not use alcohol or any other mood altering chemical, except as prescribed by a health care practitioner with whom she has a bona fide practitioner/patient relationship and for accepted medicinal or therapeutic purposes. Should she be prescribed any Schedule II-V controlled medication, a written report from the prescribing practitioner shall be provided to the Board within ten days of the date the medication is prescribed.

g. Ms. Schofield shall be required to have two supervised, unannounced random drug screens a month, from a Board approved testing entity, which include testing for alcohol and the following drugs of choice: cocaine. Ms. Schofield shall ensure that the first sets of results are received by the Board no later than 60 days from the date this Order is entered. Subsequent results must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends. The Board shall be notified immediately in writing of any positive results or if Ms. Schofield refuses to give a specimen for analysis as required by this Order. All positive results must be confirmed by a confirmatory drug test, the results of which are to be sent to the Board immediately.

h. Ms. Schofield shall attend Alcoholics Anonymous /Narcotics Anonymous /Cocaine Anonymous / Caduceus recovery support groups or other groups acceptable to the Board two times per week and shall have written evidence of attendance by a sponsor or contact person sent to the Board within ten days of each meeting.


i. Ms. Schofield shall continue to submit quarterly “Self-Reports” which include a current address, telephone number, and verification of all current employment. These reports shall also include any changes in employment status. Reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.

3. Ms. Schofield shall conduct herself as a certified nurse aide in compliance with the requirements of Title 54.1, Chapter 30 of the Code and the Board of Nursing Regulations.

4. Any violation of the terms and conditions contained in this Order, or failure to comply with all terms of this Order within five years of the date of entry of the Order, shall be reason for suspending or revoking the certificate of Ms. Schofield, and an administrative proceeding shall be held to decide whether her certificate shall be suspended or revoked.

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 on request.

FOR THE BOARD


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

ENTERED: October 15, 2014

SEEN AND AGREED TO:

Krista Schofield
Krista Y. Schofield, C.N.A.

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

Subscribed and sworn to before me, CRISTINA RAMIREZ, a Notary Public, this 9th day of OCTOBER, 20014.

My commission expires 7/31/17

Registration Number 7544237

Cristina Ramirez
NOTARY PUBLIC

Commonwealth of Virginia
Cristina D. Ramirez - Notary Public
Commission No: 7546237
My Commission Expires 7/31/2017

Certified True Copy

By [Signature]
Virginia Board Of Nursing