

VIRGINIA:

BEFORE THE BOARD OF NURSING

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

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on July 15, 2013, in Henrico County, Virginia, to inquire into evidence that Krista Y. Schofield, C.N.A., may have violated certain terms and conditions imposed on her, as set forth in the Order of the Board entered on February 3, 2012, and certain laws and regulations governing nurse aide practice in Virginia. The case was presented by Anne Glick Joseph, Deputy Director, Administrative Proceedings Division. Braden Curtis, Assistant Attorney General, was present as legal counsel for the Board. Ms. Schofield was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted 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 in the Commonwealth of Virginia on August 23, 2008. Said certificate was suspended by Order of the Board entered on February 3, 2012 ("Board's Order"). By Term No 4(a) of the Board's 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 The stay of suspension was rescinded on May 23, 2013.
2. Ms. Schofield entered into a Participation Contract with the HPMP on February 16, 2012. She entered into a Recovery Monitoring Contract on June 11, 2012. As a condition of her participation in HPMP, Ms. Schofield was required to call the Affinity line daily to see if she had been randomly selected to submit to a

urine toxicology screen.

3. Ms. Schofield failed to call the Affinity line on eight occasions between June 7, 2012, and March 29, 2013. On one of those occasions, she had been selected to submit to a drug screen. Accordingly, she failed to submit to a drug screen as required on July 12, 2012.

4. Based on her failure to comply with the urine toxicology screening program, Ms. Schofield was dismissed from the HPMP on May 20, 2013.

5. Ms. Schofield testified that she has been sober since July 5, 2011. Further, she recognizes her addiction and need for continuous support. She attends Alcoholics Anonymous meetings three times per week. She receives drug screenings weekly, and all of her results for the past two years have been negative.

6. Ms. Schofield currently receives the support of a recovery coach and individual and group counseling.

7. Ms. Schofield is currently employed by CareMed as a personal care aide.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 4 constitutes a violation of Term No. 4(a) of the Board's Order and § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. Krista Schofield, C.N.A., is hereby REPRIMANDED.
2. Certificate No. 1401-126021 of Ms. Schofield is REINSTATED.
3. Ms. Schofield shall be placed on PROBATION for 12 months of active nurse aide practice under 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 12 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. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent 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 have an evaluation by a mental health /chemical dependency specialist satisfactory to the Board and shall have a written report of the evaluation, including a diagnosis, a recommended course of therapy, and a prognosis sent to the Board within 45 days from the date this Order is entered. Ms. Schofield shall comply with any recommendations of the specialist. If therapy is recommended, 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 screen(s) 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 set 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 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. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.

4. The Board shall issue a certificate marked "Probation with Terms."

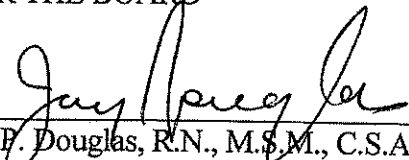
5. Ms. Schofield shall conduct herself as a certified nurse aide in compliance with the requirements of Title 54.1, Chapter 30 of the Code and the Board of Nursing Regulations.

6. 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

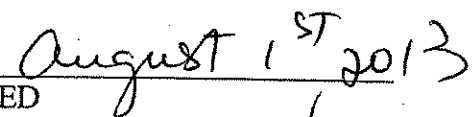
certificate shall be suspended or revoked.

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



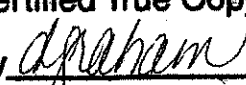
Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director
Virginia Board of Nursing



ENTERED

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in 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, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy
By 

Virginia Board of Nursing