BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse	§	AGREED
License Number 662641	§	
issued to LATONNA LEE WAGNER	§	ORDER

TEXAS BOARD OF NURSING
I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Executive Director of the Board

On this day the Texas Board of Nursing, hereinafter referred to as the Bo considered the matter of LATONNA LEE WAGNER, Registered Nurse License Number 662641, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered on June 17, 2010, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.

2. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas.

4. Respondent received an Associate Degree in Nursing from Grayson County College, Denison, Texas, on May 1, 1999. Respondent was licensed to practice professional nursing in the State of Texas on July 20, 1999.

5. Respondent's nursing employment history includes:

1999-2000	Staff Nurse	St. Joseph's Paris, Texas

Respondent's nursing employment history continued:

2000-2001	Office Nurse	Texoma Neurology Clinic Denison, Texas
2001-Present	ER Nurse	Hunt Regional Medical Center Greenville, Texas
2002-Present	ER Nurse	Med Staffing, Inc. Plano, Texas
2004-Present	Clinical Coordinator Supervising Nurse	Additional Kare for Kids, Inc. Plano, Texas
4/2008-6/2008	Staff Nurse	Wilson N. Jones Medical Center Sherman, Texas

6. At the time of the initial incident, Respondent was employed as a Staff Nurse with Wilson N. Jones Medical Center, Sherman, Texas, and had been in this position for two (2) months.

7. On or about June 4, 2008, and June 5, 2008, while employed at Wilson N. Jones Medical Center, Sherman, Texas, Respondent failed to verify the Medication Administration Records with the physician's order for Patient Number 135760 prior to administering the medications to the patient. Consequently, the patient received medications that were not prescribed for him. Respondent's conduct was likely to injure the patient in that administering medications not ordered by the physician could have resulted in adverse reactions and non-efficacious treatment.

8. On or about June 4, 2008, and June 5, 2008, while employed at Wilson N. Jones Medical Center, Sherman, Texas, Respondent failed to maintain accurate medical records for Patient Number 135760 by failing to document the patient's condition following a medication error. Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have correct information on which to base further patient care decisions.

9. On or about June 4, 2008, and June 5, 2008, while employed at Wilson N. Jones Medical Center, Sherman, Texas, Respondent inappropriately documented initiation of the patient's care plan in the medical record of Patient Number 135760 when she affixed her signature to the admission database, when in fact, the care plan had not yet been started. Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have correct information on which to base further patient care decisions.

10. On or about June 4, 2008, and June 5, 2008, while employed at Wilson N. Jones Medical Center, Sherman, Texas, Respondent failed to complete the National Institutes of Health Stroke Scale (NIHSS) assessment for Patient Number 135760, as required, for a patient with a confirmed or suspected stroke. Respondent's conduct was likely to injure the patient from non-efficacious care.

11. In response to the incidents in Findings of Fact Numbers Seven (7) through Ten (10), Respondent states that she was on her second day of work following a three (3) day orientation to the unit and was not completely familiar with all the paper work required. Respondent states that when she picked up the Medication Administration Records (MAR) for Patient Number 135760 from her box, she failed to see that they had not been checked and initialed by the charge nurse, as they had been in the past. In regard to failing to document the patient's condition, Respondent states she failed to document the interventions she provided because she was busy caring for Patient Number 135760 and her other patients, and the hospital didn't want too much over-time spent for documentation. Regarding the care plan, Respondent states that she signed the admission papers to indicate she had assessed the patient and did not realize by signing the papers she was also indicating she had initiated the care plans. Respondent states the charge nurse would print the care plans from the computer when she put the chart together later in the day. Respondent states she reported at the end of the shift that the admission was not complete.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555 , the Board has jurisdiction over this matter.

2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B),(1)(C), (1)(D),(1)(M)&(3)(A) and 217.12(1)(A)&(1)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 662641, heretofore issued to LATONNA LEE WAGNER, including revocation of Respondent's license to practice professional nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form, provided by the Board, to the office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the

course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: http://ncsbn.hivelive.com/hives/a0f6f3e8a0/summary.*

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 19th day of August, 2010.

LaTonna Lee Wagner

LATONNA LEE WAGNER, Respondent

Sworn to and subscribed before me this 19th day of August, 2010.

SEAL

Kathi Dye

Notary Public in and for the State of Texas

KATHI DYE
Notary Public, State of Texas
My Commission Expires
March 24, 2013

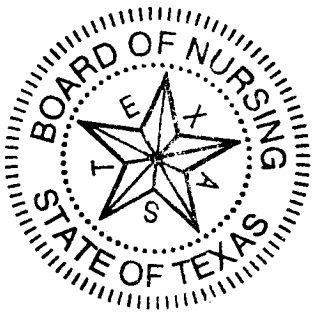
Approved as to form and substance.

Taralynn R. MacKay

Taralynn Mackay, Attorney for Respondent

Signed this 23rd day of August, 2010.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 19th day of August, 2010, by LATONNA LEE WAGNER, Registered Nurse License Number 662641, and said Order is final.



Effective this 24 day of August, 2010.

Katherine A. Thomas

Katherine A. Thomas, MN, RN
Executive Director on behalf
of said Board