

Respondent's vocational nursing employment history continued:

09/07 - 06/09	LVN	Triumph Hospital Clear Lake Webster, Texas
---------------	-----	---

07/09 - Present	Unknown	
-----------------	---------	--

6. At the time of the initial incident, Respondent was employed as a licensed vocational nurse with Triumph Hospital Clear Lake, Webster, Texas, and had been in this position for one (1) year and seven (7) months.
7. On or about April 21, 2009, while employed with Triumph Hospital Clear Lake, Webster, Texas, Respondent removed Ativan from the medDispense medication dispensing system under Patient Medical Record Number 00002427 and instead, administered it intramuscularly to Nurse M.M., who was not Patient Medical Record Number 00002427. Additionally, Respondent failed to document the administration and/or wastage of the Ativan in the medication administration record (MAR) and/or nurse's notes of Patient Medical Record Number 00002427. Respondent's conduct resulted in an inaccurate medical record and was likely to defraud the patient of the cost of the medication.
8. In response to the incidents in Findings of Fact Numbers Seven (7) and Eight (8), Respondent states:

"A nurse on the floor was experiencing a lot of discomfort in her left shoulder that night. One of the house doctors was making rounds and noticed her in a great deal of discomfort. He questioned her about what was wrong and examined her shoulder. He ordered me to pull some Ativan out of the medication dispense and give her an injection of 0.5mg. I followed the doctor's orders and gave her the injection. Then the doctor went to the next floor to make the rest of his rounds. Later I called him and asked him to return to the second floor before he left for the night so we could fill out an incident report. He agreed he would return when he completed his rounds. When he returned, he re-examined the nurse and noted that she was feeling better and was able to complete her shift without any discomfort. He went to the charge nurse who had returned to the floor and they discussed what had happened and it was decided at that time not to fill out an incident report. Both the doctor and the charge nurse assured me it was alright not to complete an incident report. I was under the impression that the medication would be returned to the medication dispense from the ER supply and documented at that time."

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 violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(B),(4),(6)(G),(10)(B)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 206149, heretofore issued to VICKIE JEAN KROLL, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED 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, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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(s) is/are 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 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://learningext.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(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

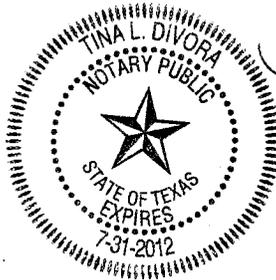
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 29 day of April, 2011.

Vickie Jean Kröll
VICKIE JEAN KRÖLL, Respondent

Sworn to and subscribed before me this 29 day of April, 2011.

SEAL



Tina L. Divora
Notary Public in and for the State of TEXAS

Approved as to form and substance.

Dan Lype
Dan Lype, Attorney for Respondent

Signed this 2 day of May, 2011.

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 29th day of April, 2011, by VICKIE JEAN KROLL, Vocational Nurse License Number 206149, and said Order is final.



Effective this 5th day of May, 2011.

Katherine A. Thomas

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