

BEFORE THE 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.  
*Katherine A. Thomas*  
Executive Director of the Board

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In the Matter of Registered Nurse           §       AGREED  
License Number 626208                       §  
issued to CATHERINE ANNE JONES       §       ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of CATHERINE ANNE JONES, Registered Nurse License Number 626208, 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 representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on June 13, 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(s).
2. Respondent waived representation by counsel, 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 a Diploma in Nursing from Newman Hospital School of Nursing, Emporia, Kansas, on June 1, 1974. Respondent was licensed to practice professional nursing in the State of Texas on February 21, 1996.
5. Respondent's nursing employment history includes:

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|-----------------|---|
| 07/1974-03/1975 | Surgical Nurse<br>Natrona County Memorial Hospital<br>Casper, Wyoming |
|-----------------|---|

Respondent's nursing employment history continued:

|                 |  |
|-----------------|--|
| 03/1974-09/1978 | Staff Nurse<br>Goshen Community Memorial Hospital<br>Torrington, Wyoming             |
| 09/1978-10/1980 | Staff Nurse<br>Lutheran Hospital<br>Beatrice, Nebraska                               |
| 10/1980-03/1985 | Staff Nurse<br>Beatrice Community Memorial Hospital<br>Beatrice, Nebraska            |
| 1985-1987       | Unknown  |
| 1987-1989       | Agency Nurse<br>Beatrice Community Memorial Hospital<br>Beatrice, Nebraska           |
| 03/1985-10/1990 | Staff Nurse<br>Pawnee County Memorial Hospital<br>Pawnee City, Nebraska              |
| 10/1990-09/1996 | Staff Nurse<br>Community Memorial Hospital<br>Humboldt, Nebraska                     |
| 10/1996-2/1997  | Unknown  |
| 03/1997-08/1998 | Surgical Nurse<br>Dallas Family Hospital<br>Dallas, Texas                            |
| 08/1998-11/2000 | Agency Nurse<br>Employed with Multiple Staffing Agencies<br>Dallas, Texas            |
| 11/2000-05/2001 | Staff Nurse/ Charge Nurse<br>Richardson Regional Medical Center<br>Richardson, Texas |

Respondent's nursing employment history continued:

|                 |   |
|-----------------|---|
| 05/2001-11/2004 | Staff Nurse/Gastrointestinal Lab Nurse<br>Richardson Regional Medical Center<br>Richardson, Texas     |
| 11/2004-Present | Nursing Supervisor/Digestive Health Center<br>Richardson Regional Medical Center<br>Richardson, Texas |

6. On or about February 5, 1996, Respondent was issued a Conditional Eligibility Order by the Texas Board of Nurse Examiners to practice professional nursing in the State of Texas. A copy of the Findings of Fact, Conclusion of Law, and Agreed Order dated February 5, 1996, is attached and incorporated, by reference, as part of this Order.
7. At the time of the incidents in Findings of Fact Numbers Eight (8), Respondent was employed as a Gastrointestinal Laboratory Nurse Supervisor with Richardson Regional Medical Center, Richardson, Texas, and had been in this position for approximately seven (7) years.
8. On or about 2001, through 2007, while employed as a Gastrointestinal Laboratory Nurse Supervisor, Respondent failed to ensure that she and/or other nursing staff followed standards of care in the administration of conscious sedation in that patients were consciously sedated without a physician being present in the procedure room. Respondent's failure may have exposed patients to the risk of harm in that Respondent and her subordinates would have been without any medical supervision to address any emergencies that could have occurred as a result of inducing conscious sedation to said patients.
9. In response to Findings of Fact Numbers Eight (8), Respondent admits that she, and/or her staff, failed to ensure that a physician was present in the procedure room prior to inducing conscious sedation to patients. Respondent adds that although physicians were not immediately present in the procedure room, they remained within the confines of the unit. Respondent states that she had no prior experience in administering conscious sedation, and that she was following the same procedures she had been trained to follow by the former gastrointestinal laboratory nursing supervisor. Respondent adds that the facility did not have a single set of protocols to follow, with each physician setting his/her own protocol for conscious sedation. Respondent states that she would have stopped her practice had she know it was incorrect. Respondent adds that no patients were harmed as a result of her/or her staff's actions.

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)&(13), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(B), (1)(G), (1)(H)&(1)(U), and 22 TEX. ADMIN. CODE §217.12(1)(B) & (4).
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 626208, heretofore issued to CATHERINE ANNE JONES, 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 WITH A FINE, 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(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 pay a monetary fine in the amount of two hundred and fifty (\$250.00) dollars. RESPONDENT SHALL pay this fine within forty five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

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.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

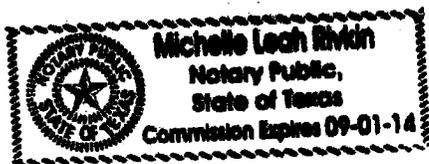
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 24 day of September, 2010.  
Catherine Anne Jones  
CATHERINE ANNE JONES, Respondent

Sworn to and subscribed before me this 24 day of September, 2010.

SEAL

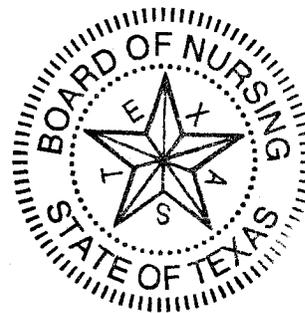
Michelle Leah Rivlin  
Notary Public in and for the State of Texas



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 24<sup>th</sup> day of September, 2010, by CATHERINE ANNE JONES, Registered Nurse License Number 626208, and said Order is final.

Effective this 27<sup>th</sup> day of September, 2010.

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



BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

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|                               |   |                   |
|-------------------------------|---|-------------------|
| In the Matter of              | § |                   |
| Catherine Anne Jones          | § |                   |
| APPLICANT for Eligibility for | § | ELIGIBILITY ORDER |
| Licensure                     | § |                   |

A public meeting was held on December 12, 1995, by the Eligibility and Disciplinary Committee of the Board of Nurse Examiners, at 333 Guadalupe, Suite 3-460, Austin, Texas, in which the application of Catherine Anne Jones, hereinafter referred as APPLICANT, was considered.

The following Board Members were in attendance: Pat Y. Crow, Roselyn Holloway, M.S.N., R.N.; and Doris Price-Neally, M.S.N., R.N. The following staff were in attendance: Katherine Thomas, MN, RN, Executive Director; Roy J. Rawls, Assistant General Counsel, Anthony Diggs, Supervising Investigator; and Cheryl Sepulveda, Legal Secretary. APPLICANT was not in attendance and waived representation by legal counsel.

FINDINGS OF FACT

1. On or about October 23, 1995, APPLICANT submitted an application for Temporary License/Registration By Endorsement for licensure as a professional nurse in the State of Texas in compliance with Article 4521(a), Revised Civil Statutes of Texas, Annotated, as amended.
2. Respondent graduated from a Diploma Nursing Program at Newman Hospital School of Nursing, Emporia, Kansas, June 1974.
3. The staff of the Board of Nurse Examiners reviewed the application and the additional documentation provided by the APPLICANT and recommended that APPLICANT's eligibility be considered by the Eligibility and Disciplinary Committee of the Board.

4. APPLICANT waived representation, notice and hearing.
5. On or about July 10, 1995, in the County Court of Richardson County, Nebraska, Applicant was convicted of the offense of Issuing a Bad Check, a class 1 misdemeanor. Applicant was placed on probation for six (6) months.
6. The offense described in Finding of Fact Number 5 was committed on or about March 3, 1995.
7. There is no evidence of any subsequent conviction.
8. On or about December 12, 1995, the Eligibility and Disciplinary Committee of the Board considered the evidence, including the nature and circumstances of the offense, and the absence of any subsequent conviction. The Board received letters from the following:
  - a. Letter dated October 11, 1995, from Jeffrey Goltz, Deputy County Attorney, Richardson County, Nebraska, verifying that applicant has not violated her terms of probation and he has no complaints against her.
  - b. Letter dated October 16, 1995, from Rick C. DeKlotz, Senior Probation Officer, State of Nebraska, verifying that applicant paid her fine and cost in full and is cooperating with them to comply with the terms of her probation.
  - c. Letter dated October 17, 1995, from Keith L. Hayes, Sheriff, Richardson County Nebraska verifying that she was placed on probation for six (6) months and that they do not show any violation since that date.
  - d. Letter dated January 9, 1996, submitted by Stephen C. Strips, MD, FAAFP, Humboldt Family Practice Clinic, Humboldt, Nebraska.
  - e. Letter dated January 8, 1996, submitted by Allen Fankhauser, Fankhauser & Werts Law Office, Humboldt, Nebraska.
  - f. Letter dated December 29, 1995, submitted by Kim Goff, RN, Director of Nursing, Assistant Administrator, Community Memorial Hospital, Inc., Humboldt, Nebraska.
11. APPLICANT has been advised by the Board that incomplete or incorrect disclosures or a subsequent acquisition of a basis for ineligibility will be considered by the Board and may result in an ultimate determination of ineligibility.

CONCLUSIONS OF LAW

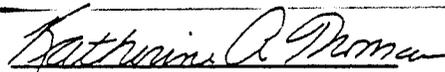
1. The Board of Nurse Examiners has jurisdiction over this matter pursuant to Article 4525(a) Revised Civil Statutes of Texas, Annotated, as amended.
2. APPLICANT has submitted an application in compliance with Article 4521(a), TEX. REV. CIV. STAT. ANN., as amended.
3. The Board may license an individual who has been previously convicted of a crime upon consideration of the factors set out in 22 Texas Administrative Code, Section 213.28.
4. This Order is conditioned upon the accuracy and completion of Applicant's disclosures.

NOW, THEREFORE, IT IS ORDERED that Catherine Anne Jones be, and she is hereby, declared conditionally eligible for licensure as a registered nurse in the State of Texas. Upon payment of necessary fees, APPLICANT shall be issued a license to practice professional nursing in the State of Texas.

Entered this 5th day of February, 1996.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

BY:



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