



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 740447 §
issued to AMY ELIZABETH CASH § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of AMY ELIZABETH CASH, Registered Nurse License Number 740447, 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 May 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 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 Certificate in Practical Nursing from Hutchinson Community College, McPherson, Kansas, on December 31, 1997, and received an Associate Degree in Nursing from Santa Fe Community College, Santa Fe, New Mexico, on May 30, 2005. Respondent was initially licensed to practice practical nursing in the State of New Mexico on December 11, 1997, was licensed to practice professional nursing in the State of New Mexico on July 18, 2005, and was licensed to practice professional nursing in the State of Texas on April 27, 2007.

5. Respondent's nursing employment history includes:

12/1997 - 08/2003	Unknown	
09/2003 - 03/2004	Licensed Practical Nurse	HCR Manor Care Albuquerque, New Mexico
04/2004 - 03/2006	Licensed Practical Nurse/ MDS Coordinator/ Assistant Director of Nursing	Casa Peal Healthcare Center Santa Fe, New Mexico
04/2006 - 11/2006	Registered Nurse	Lovelace Women's Hospital Albuquerque, New Mexico
10/2006 - 03/2007	Director of Nursing	Ladera Nursing and Rehabilitation Albuquerque, New Mexico
04/2007 - Unknown	Staff Nurse	Presbyterian Hospital of Denton Denton, Texas
07/2007 - Unknown	Director of Nursing	Care Inn of Sanger Sanger, Texas

6. At the time of the initial incident, Respondent was employed as a Director of Nursing with Care Inn of Sanger, Sanger, Texas, and had been in this position for one (1) month.
7. On or about August 15, 2007, through October 4, 2007, while employed with Care Inn of Sanger, Sanger, Texas, Respondent failed to maintain a safe environment for the residents of the facility in which she was the Director of Nursing in that she failed to investigate bruises of unknown origin of Residents BA, GF, WL, and GC. Respondent's conduct may have injured residents in that it may have exposed them to neglect or abuse.
8. In response to the incidents in Finding of Fact Number Seven (7), Respondent offers a general denial of the allegations and states that Resident BA had an anemia diagnosis, that Resident GF wandered through the facility often grabbing at staff, self and others, and running into items in the hallway, which was the most likely cause of the resident's bruises, that Resident WL had psoriasis and often scratched and rubbed his skin, and that Resident GC had no "Accident and Incident" forms and was unable to clearly identify the source of this resident's bruises.

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, and 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B)&(1)(M) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(G),(4)&(6)(C).
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 740447, heretofore issued to AMY ELIZABETH CASH, 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 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 a course in "Detecting and Preventing Abuse and Neglect ...," a five (5) contact hour workshop presented in various locations by the Texas Department of Aging and Disability Services. In order to receive credit for completion of this workshop, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this workshop 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 website: <http://www.dads.state.tx.us/providers/Training/jointraining.cfm> or by contacting (512) 438-2201.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in “Resident Rights and Quality of Life,” a 6.0 contact hours workshop presented in various locations by the Texas Department of Aging and Disability Services. In order to receive credit for completion of this workshop, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this workshop 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 website: <http://www.dads.state.tx.us/providers/Training/jointraining.cfm> or by contacting (512) 438-2201.*

(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(s) 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 violation 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 7th day of October, 2010.

Amy Elizabeth Cash

AMY ELIZABETH CASH, Respondent

Sworn to and subscribed before me this 7th day of October, 2010.

SEAL

Lottie Jane Sanders

Notary Public in and for the State of TEXAS

Approved as to form and substance.

Glen Sanborn
Glen Sanborn, Attorney for Respondent

Signed this 21st day of October, 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 7th day of October, 2010, by AMY ELIZABETH CASH, Registered Nurse License Number 740447, and said Order is final.



Effective this 22nd day of October, 2010.

A handwritten signature in black ink, which appears to read 'Katherine A. Thomas', is written over a horizontal line.

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