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

BEFORE THE TEXAS BOARD OF NURSING

****

In the Matter of Registered Nurse	§	AGREED
License Number 593392	§	
and Vocational Nurse	§	
License Number 138178	§	
issued to PATSY ANN ANDERSON	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of PATSY ANN ANDERSON, Registered Nurse License Number 593392 and Vocational Nurse License Number 138178, 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 February 25, 2010, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 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. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.

4. Respondent received a Certificate in Vocational Nursing from Howard College, San Angelo, Texas on May 22, 1992. Respondent was licensed to practice vocational nursing in the State of Texas on December 6, 1992. Respondent received an Associate Degree in Nursing from Angelo State University, San Angelo, Texas, on May 1, 1993. Respondent was licensed to practice professional nursing in the State of Texas on September 22, 1993.

5. Respondent's nursing employment history includes:

12/92 - 8/93	Staff LVN	Shannon West Texas Memorial Hospital San Angelo, Texas
9/93 - 4/08	Staff RN	Shannon West Texas Memorial Hospital San Angelo, Texas
5/08 - Present	Unknown	

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with Shannon West Texas Memorial Hospital, San Angelo, Texas, and had been in this position for fourteen (14) years and one (1) month.

7. On or about October 15, 2007, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent incorrectly administered medications to Patient #0531132 that were ordered for another patient. Consequently, the patient had to be closely monitored for several hours. Respondent's conduct placed the patient at risk of adverse effects from medications that were administered without a physician's order.

8. In response to Finding of Fact Number Seven (7), Respondent admits that she did administer the wrong medications to the wrong patient and states that she did not follow the 5 "R's" and did not take the Medication Administration Record into the room with her. Respondent states that she realized what she had done and immediately reported it. Furthermore, Respondent states that she continued to monitor the patient.

9. On or about January 23, 2008, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent failed to administer "now" doses of medications to Patient # 7920775, including "now" doses of Toradol, Morphine, and Ibuprofen. Respondent's conduct was likely to cause injury to the patient in that failure to administer medications as ordered by the physician could have resulted in non-efficacious care.

10. In response to Finding of Fact Number Nine (9), Respondent admits and states that she missed the order for Toradol and Iboprofen, however she asserts that the order for Morphine was written at 1500 and signed off by the unit secretary at 1523. Respondent reports she was off duty at 1500.

11. On or about January 23, 2008 while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent failed to document a medication order for Trazadone on the Medication Administration Record (MAR) for Patient #7920775, and consequently, failed to administer the medication to the patient. Respondent's conduct was likely to cause injury to the patient in that failure to administer medications as order by the physician could have resulted in non-efficacious care.

12. Respondent provided no response to Finding of Fact Number Eleven (11).

13. On or about March 2, 2008, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent incorrectly administered medications to Patient #79933470 that were ordered for another patient. Consequently, the patient had to be closely monitored for several hours. Respondent's conduct placed the patient at risk of adverse effects from medications that were administered without a physician's order.

14. In response to Finding of Fact Number Thirteen (13), Respondent admits that she did administer the wrong medications to a patient and states that she reported this and continued to monitor the patient.

15. On or about March 2, 2008, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent failed to administer medications to Patient #7932868, including "now" medications, resulting in the patient not receiving the medications until the next shift. Additionally, Respondent failed to accurately document medications and IV fluids administered to the patient, as required. Respondent's conduct was likely to cause injury to the patient in that failure to administer medications as ordered by the physician could have resulted in non-efficacious care. Additionally, Respondent's failure to document the administration of medications deprived subsequent care givers of essential information on which to base their ongoing medical care.

16. In response to Finding of Fact Number Fifteen (15), Respondent admits and states that she was very upset by this.

17. On or about March 2, 2008, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent failed to assess and remove an infiltrated intravenous (IV) catheter, with beginning signs of cellulitis, from Patient #7927811. Respondent's conduct deprived the patient of timely medical intervention which may have be required to stabilize the patient's condition and prevent further infection from the IV site.

18. In response to Finding of Fact Number Seventeen (17), Respondent states that when she assesses her patients, this is one of the first areas she assesses.

19. On or about March 20, 2008, while employed at Shannon West Texas Memorial Hospital, San Angelo, Texas, Respondent failed to perform orthostatic vital signs on Patient #7938173, as ordered. Furthermore, Respondent failed to administer medications as ordered by the physician. Respondent's conduct deprived the patient of medical intervention in the event of a significant change in the patient's condition. Additionally, Respondent's conduct was likely to cause injury to the patient in that failure to administer medications as order by the physician could have resulted in non-efficacious care.

20. In response to Finding of Fact Number Nineteen (19), Respondent admits and states that she was assigned this patient the next day and when the physician asked about the orthostatic vital signs, she apologized and got them for the physician right away.

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)(B),(1)(C),(1)(D),(1)(M)&(3)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(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 593392 and Vocational Nurse License Number 138178, heretofore issued to PATSY ANN ANDERSON, including revocation of Respondent's licenses to practice 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 REPRIMAND WITH STIPULATIONS, 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 multistate licensure privilege, if any, to practice nursing in compact states.

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 multistate licensure privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to PATSY ANN ANDERSON, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

(2) 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.*

(3) 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.*

(4) 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.*

(5) 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, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEARS

OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(6) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT's licenses. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT's licenses. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(7) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(8) For the first year of employment as a Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse. Direct supervision requires another professional nurse to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on regularly assigned,

identified and predetermined unit(s). The RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(9) For the remainder of the stipulation period, RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(10) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for two (2) years of employment as a nurse.

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

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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 8th day of April, 2010.

Patsy Ann Anderson

PATSY ANN ANDERSON, Respondent

Sworn to and subscribed before me this 8th day of April, 2010

SEAL

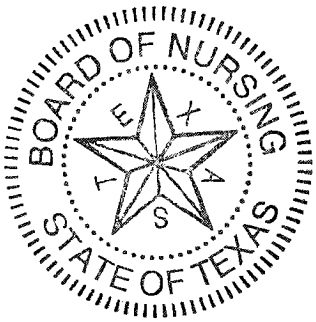
Janet Luce

Notary Public in and for the State of Texas

JANET LUCE
MY COMMISSION EXPIRES
June 23, 2010

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 8th day of April, 2010 by PATSY ANN ANDERSON, Registered Nurse License Number 593392 and Vocational Nurse License Number 138178, and said Order is final.

Effective this 11th day of May, 2010.



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