BEFORE THE TEXAS BOARD OF NURSING

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| In the Matter of | § |
| Vocational Nurse License Number 66872 | § |
| issued to TERESA F. TICE PARKER HENDERSON | § |

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

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 66872, issued to TERESA F. TICE PARKER HENDERSON, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent is currently licensed to practice vocational nursing in the State of Texas.

2. Respondent waived representation by counsel, informal proceedings, notice and hearing.

3. Respondent received a Certificate in Vocational Nursing from Great Plains Vocational Technical School, Lawton, Oklahoma on December 31, 1974. Respondent was licensed to practice vocational nursing in the State of Texas on April 19, 1946.

4. Respondent's nursing employment history includes:

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|---|---|
| 04/1976 - 10/1981 | Unknown |

Respondent's nursing employment history continued:

| | | |
|---|---|---|
| 10/1981 - 06/1983 | LVN | Covenant Health System<br>Lubbock, Texas |
| 07/1983 - 09/1984 | Unknown | |
| 10/1984 - 10/1986 | LVN | Cogdell Medical Center<br>Snyder, Texas |
| 10/1986 - 06/1987 | LVN | Covenant Health System<br>Lubbock, Texas |
| 06/1987 - 09/1994 | LVN | Hale Center<br>Lubbock, Texas |
| 10/1994 - 02/1999 | LVN | Health Plus Medical Group<br>Lubbock, Texas |
| 02/1999 - 09/2000 | LVN | Covenant Health System<br>Lubbock, Texas |
| 09/2000 - 05/2001 | LVN | Texas Tech Health Science Center<br>O.B./Gyn. Clinic<br>Lubbock, Texas |
| 05/2001 - 09/2006 | LVN | Covenant Health System<br>Lubbock, Texas |
| 09/2006 - 06/2007 | LVN | Capprock Home Health Services<br>Lubbock, Texas |
| 06/2007 - 06/2008 | LVN | Texas Tech Health Science Center<br>Lubbock, Texas |
| 06/2008 - 12/2008 | LVN | SMC Nursing Agency<br>Lubbock, Texas |
| 12/2008 - 10/2012 | LVN | Trustpoint Hospital<br>Lubbock, Texas |
| 11/2012 - 12/2012 | Unknown | |

Respondent's nursing employment history continued:

| | | |
|---|---|---|
| 12/2012 - Present | LVN | Nursefinders, AMN Healthcare<br>Lubbock, Texas |
| 03/2013 - Present | LVN | Bright Ster<br>Lubbock, Texas |

5. On September 27, 2010, Respondent was issued a Remedial Education Order by the Texas Board of Nursing. A copy of the Findings of Fact, Conclusions of Law, and September 27, 2010, Remedial Education Order is attached and incorporated, by reference, as part of this Order.

6. At the time of the incident, Respondent was employed as a Vocational Nurse with AMN Healthcare, and had been in this position for two (2) months.

7. On or about March 1, 2013, while employed as a Vocational Nurse with AMN Healthcare, San Diego, California, and on assignment with Lakeside Nursing and Rehab, Lubbock, Texas, Respondent lacked fitness to practice vocational nursing, in that she exhibited slurred and rambling speech. Subsequently, she was transferred to Covenant Medical Center, Lubbock, Texas, for treatment. Respondent informed hospital staff that she had accidentally overdosed on her pain medication and had taken a ninety (90) day supply of the medications in less than one week to control her pain. Upon discharge, the Respondent's diagnoses included Narcotic abuse and depression. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.

8. In response to Finding of Fact Number Eight (8), Respondent states: "On February 17, 2013, I was not feeling well but reported anyway because no other coverage was available. I was clearly not able to work and the administrator called an ambulance. I was admitted to Covenant Medical Center because I was having Neurological symptoms including slurred and rambling speech. The Electroencephalogram (EEG) showed seizure activity but all other tests were negative. Dr. DeToledo diagnosed a seizure or transient ischemic attack (TIA) of unknown origin. I was started on Keppra for three weeks and was tapered off successfully. There have been no further symptoms or episodes."

9. On March 10, 2014, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated March 7, 2014, is attached and incorporated herein by reference as part of this Order.

10. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

11. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

## 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(s) of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(E),(4),(5)&(10)(A).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(12), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 66872, heretofore issued to TERESA F. TICE PARKER HENDERSON, up to, and including, revocation of Respondent's license(s) to practice nursing in the State of Texas.

5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.

6. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.

7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TAC§§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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## ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 66872, heretofore issued to TERESA F. TICE PARKER HENDERSON, to practice nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation LVN or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.

2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.

3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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.

Effective this 10th day of March, 2014.

TEXAS BOARD OF NURSING

By: Katherine A. Thomas

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

TERESA F TICE PARKER HENDERSON
3412 BELMONT AVE
LUBBOCK, TX 79407
Vocational Nurse License Number 66872

Voluntary Surrender Statement

Dear Texas Board of Nursing:

I no longer desire to be licensed as a nurse. Accordingly, I voluntarily surrender my license(s) to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I may not petition for reinstatement until one (1) year from the effective date of the Order. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Teresa F. Tice Parker Henderson

Date 3/7/14

Vocational Nurse License Number 66872

The State of Texas

Before me, the undersigned authority, on this date personally appeared TERESA F TICE PARKER HENDERSON who, being duly sworn by me, stated that he or she executed the above for the purpose therein contained and that he or she understood same.

Sworn to before me the 7th day of March, 2014.

SEAL

Sylvia Garza

SYLVIA GARZA Notary Public in and for the State of 3-8-2016

Notary Public, State of Texas
My Commission Expires 03-08-2016

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

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|---|---|---|
| In the Matter of Vocational Nurse | § | AGREED |
| License Number 66872 | § | |
| issued to TERESA F. TICE PARKER HENDERSON | § | ORDER |

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of TERESA F. TICE PARKER HENDERSON, Vocational Nurse License Number 66872, 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 August 12, 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 vocational nursing in the State of Texas.

4. Respondent received a Certificate in Vocational Nursing from Great Plains Area Vocational Technical School of Practical Nursing, Lawton, Oklahoma, on December 31, 1974. Respondent was licensed to practice vocational nursing in the State of Texas on April 19, 1976.

5. Respondent's vocational nursing employment history includes:

4/76 - 9/81 Unknown

Respondent's vocational nursing employment history continued:

| | | |
|---|---|---|
| 10/81 - 6/83 | Staff Nurse<br>Surgery | Covenant Health Systems<br>Plainview, Texas |
| 7/83 - 9/84 | Unknown | |
| 10/84 - 10/86 | Staff Nurse | Cogdell Medical Center<br>Snyder, Texas |
| 11/86 - 6/87 | Staff Nurse | Covenant Health Systems<br>Plainview, Texas |
| 7/87 - 8/94 | Office Nurse | Dr. John Phillips<br>Lubbock, Texas |
| 9/94 | Unknown | |
| 10/94 - 2/99 | Office Nurse | Health Plus Medical Group<br>Lubbock, Texas |
| 3/99 - 9/00 | Staff Nurse<br>Rehabilitation | Covenant Health Systems<br>Lubbock, Texas |
| 10/00 - 5/01 | Staff Nurse<br>Gynecology | Texas Tech Health Sciences<br>Lubbock, Texas |
| 6/01 - 9/06 | Staff Nurse<br>Rehabilitation | Covenant Health Systems<br>Lubbock, Texas |
| 10/06 - 6/07 | Staff Nurse | Caprock Home Health Services<br>Lubbock, Texas |
| 7/07 - 7/08 | Staff Nurse<br>Ears/Nose/Throat | Texas Tech Health Sciences Clinic<br>Lubbock, Texas |
| 8/08 - 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 Texas Tech Health Sciences Clinic, Lubbock, Texas, and had been in this position for ten (10) months.

7. On or about May 27, 2008, while employed with Texas Tech Health Science Clinic, Lubbock, Texas, Respondent failed to transfer Patient Number W197884 to the correct department after the physician ordered hyperbaric therapy for the patient. Instead, Respondent mistakenly transferred the patient to the Vascular Clinic, which did not offer hyperbaric treatments. Respondent conduct delayed medical treatment in that the hyperbaric treatment had to be rescheduled in the correct department.

8. On or about June 10, ,2008, while employed with Texas Tech Health Science Clinic, Lubbock, Texas, Respondent failed to:
   - Correctly document why Patient Number W209034 was being seen;
   - Document why Patient Number W376827 was referred to an orthopedic physician when the patient had a history of papillary thyroid cancer and had presented complaining of a "knot" in the area of the right clavicle; and
   - Correctly document which side of the parotid of Patient Number W930494 had the squamous cell carcinoma.

   Respondent's conduct resulted in inaccurate, incomplete medical records and was likely to injure the patients in that subsequent care givers would rely on her documentation in order to provide further patient care.

9. On or about June 30, 2008, while employed with Texas Tech Health Science Clinic, Lubbock, Texas, Respondent failed to schedule Patient Number W037326 for a follow up CAT Scan six (6) weeks after a procedure, as ordered. Respondent's conduct may have delayed medical treatment.

10. In response to the incidents in Findings of Fact Numbers Seven (7) through Nine(9), Respondent admits that she transferred the patient in Finding of Fact Number Seven (7) to the wrong department because she was not familiar with the treatment that was ordered. In Finding of Fact Number Eight (8), Respondent admits that she incorrectly documented why the patient was being seen and the incorrect side of the parotid; however, she denies that she failed to document why the patient was seeing the orthopedic physician. Respondent also denies that she failed to schedule the patient in Finding of Fact Number Nine (9) for the follow-up CAT Scan. Respondent asserts that the patient was scheduled for the scan but did not show up because she wanted to have the scan done in New Mexico because of her Medicaid coverage.

## 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)(D), (1)(P)&(2)(A) and 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 Vocational Nurse License Number 66872, heretofore issued to TERESA F. TICE PARKER HENDERSON, including revocation of Respondent's license 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 <u>not</u> 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 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.*

(3) 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.

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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 17 day of Sept., 2010.

Teresa F. Tice Parker Henderson

TERESA F. TICE PARKER HENDERSON,
Respondent

Sworn to and subscribed before me this 17th day of September 2010.

SEAL

SYLVIA GARZA
Notary Public, State of Texas
My Commission Expires 03-04-2012

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 17th day of September, 2010, by TERESA F. TICE PARKER HENDERSON, Vocational Nurse License Number 66872, and said Order is final.

Effective this 27th day of September, 2010.

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