



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.
Patricia A. Plummer
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of
Registered Nurse License Number 463406
issued to PATRICIA ELLEN CARROLL

§
§
§

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 463406, issued to PATRICIA ELLEN CARROLL, 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 professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from Rio Hondo Junior College, Whittier, California on September 1, 1973. Respondent was licensed to practice professional nursing in the State of Texas on April 15, 1982.

4. Respondent's professional nursing employment history includes:

1973-1974	Unknown	
1975-1987	Staff Nurse	Long Beach Memorial Hospital Long Beach, California
1978 - 1981	Staff Nurse	Pullman Memorial Hospital Pullman, Washington

Respondent's professional nursing employment history continued:

1982 - 1987	Intensive Care Unit, Care Flite, Emergency Room, Operating Room, Radiology and Cath Lab	Methodist Medical Center Dallas, Texas
1987 - 1993	Administrative Nurse	Irving Healthcare System Irving, Texas
1994 - 1995	Unknown	
1995 - 1998	Case Manager/ Director of Home Health Services	Family Service Fort Worth, Texas
1998 - 2001	Director of Nursing	OMCT Home Health Care Fort Worth, Texas
2001 - 2002	Case Manager	Cardiovascular Home Care Fort Worth, Texas
2002 - 2003	Director of Clinical Services	Maxim Healthcare Fort Worth, Texas
2003 - 2004	Registered Nurse	Bridgeway Hospice Hurst, Texas
2004 - 2004	Registered Nurse	Bishop Hospice Hurst, Texas
2004 - 2005	Educational Nurse	Lion Hospice Hurst, Texas
2005 - 2006	Case Manager	MedCare at Home Grapevine, Texas
2006	Case Manager	Gentiva Health Services Fort Worth, Texas

Respondent's professional nursing employment history continued:

2006 - 2007	Registered Nurse	Hospice Healthcare Network Arlington, Texas
09/2007 - 8/2010	Assistant Director, Nursing (ADON)	Encompass Home Health Fort Worth, Texas
09/2010 - 02/2012	Unknown	
03/2012 - Unknown	Staff Nurse	Keller Oaks Healthcare Fort Worth, Texas

5. On November 21, 1986, Respondent's license to practice professional nursing in the State of Texas was issued a sanction of Severe Reprimand through an Agreed Order by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated November 21, 1986, is attached and incorporated herein by reference as part of this Order.
6. On November 17, 1987, Respondent's license to practice professional nursing in the State of Texas was revoked by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated November 17, 1987, is attached and incorporated herein by reference as part of this Order.
7. On November 29, 1989, Respondent's license to practice professional nursing in the State of Texas was reinstated with stipulations by the Board. A copy of the Agreed Order dated November 29, 1989, is attached and incorporated herein by reference as part of this Order.
8. On March 23, 2010, Respondent was issued a sanction of Reprimand with Stipulations by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated March 23, 2010, is attached and incorporated herein by reference as part of this Order.
9. On October 18, 2012, Respondent's license to practice professional nursing in the State of Texas was issued a sanction of Suspend Probate through an Agreed Order by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated October 18, 2012, is attached and incorporated herein by reference as part of this Order.
10. On or about November 8, 2012, while employed with The Carlyle at Stonebridge Park, Southlake, Texas, Respondent misappropriated five (5) Hydrocodone 5mg and one (1) Hydrocodone 10mg belonging to the facility and patients thereof. Additionally, Respondent admitted to both her arresting officers and the facility administrator that the

six (6) Hydrocodone tablets belonged to residents at The Carlyle at Stonebridge Park. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

11. On or about November 8, 2012, Respondent was arrested by the Southlake DPS Police Services, Southlake, Texas, for POSSESSION OF CONTROLLED SUBSTANCE PG 3<28g, a Class A misdemeanor offense.

On or about August 2, 2013, Respondent entered a plea of guilty to ATT POSS CS U/28G-PG3, a Class B misdemeanor offense committed on November 8, 2012, in the Tarrant County Criminal Court Number One, Texas, under Cause No. 1305626. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and Respondent was placed on probation for a period of nine (9) months and ordered to pay a fine and court costs. On or about January 21, 2014, Cause No. 1305626 was dismissed after Respondent served four (4) months of her nine (9) month sentence.

12. On or about October 19, 2013, Respondent became non-compliant with the Agreed Order issued to her by the Texas Board of Nursing on October 18, 2012. Non-compliance is the result of Respondent's failure to submit verification of her successful completion in Texas nursing jurisprudence and ethics, "Sharpening Critical Thinking Skills," a course in nursing documentation, a course in physical assessments (clinical), and a course in physical assessments (didactic) within the required time frame. Stipulations number two (2) through five (5) of the Agreed Order, dated October 18, 2012, state, in pertinent part:

- (2) "RESPONDENT SHALL, within one (1) year of suspension being stayed, successfully complete a course in Texas nursing jurisprudence and ethics..."
- (3) "RESPONDENT SHALL, within one (1) year of the suspension being stayed, successfully complete a course in physical assessment..."
- (4) "RESPONDENT SHALL, within one (1) year of the suspension being stayed, successfully complete a course in nursing documentation.
- (5) "RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills"..."

13. Formal Charges were filed on May 22, 2014.
14. Formal Charges were mailed to Respondent on May 23, 2014.
15. On August 14, 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 August 11, 2014, is attached and incorporated herein by reference as part of this Order.

16. 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.

17. 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(6)(G),(11)(B)&(13)
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 463406, heretofore issued to PATRICIA ELLEN CARROLL, 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.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 463406, heretofore issued to PATRICIA ELLEN CARROLL, to practice nursing in the State of Texas, is/are 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 professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a/an registered nurse during the period in which the license/s is/are surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
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 14th day of August, 2014.

TEXAS BOARD OF NURSING

By: 

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

August 11, 2014

Texas Board of Nursing
333 Guadalupe Street
Suite 3-460
Austin, Texas 78701

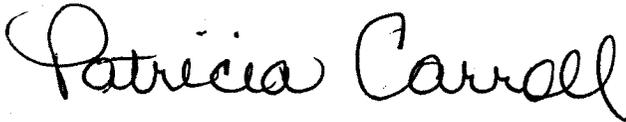
ATTN: Tonya Harry

Re: Patricia Ellen Carroll
License # 463403

Dear Tonya,

I am in receipt of the formal charges you have filed. I wish to surrender my RN license effectively immediately and will not be attending the scheduled hearing set for August 19, 2014.

Sincerely,

A handwritten signature in cursive script that reads "Patricia Carroll". The signature is written in dark ink and is positioned below the typed name.

Patricia Carroll
8001 Ruidosa Ct. S.
Arlington, TX 76002



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 § AGREED
Registered Nurse License Number 463406 §
issued to PATRICIA ELLEN CARROLL § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of PATRICIA ELLEN CARROLL, Registered Nurse License Number 463406, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10)&(13) and 301.453, Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on July 18, 2012, by Katherine A. Thomas, MN, RN, FAAN, 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(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 an Associates Degree in Nursing from Rio Hondo Junior College, Whittier, California, on June 1, 1975. Respondent was licensed to practice professional nursing in the State of Texas on April 15, 1982.
5. Respondent's nursing employment history includes:

1975 - 1987	Staff Nurse	Long Beach Memorial Hospital Long Beach, California
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Respondent's nursing employment history continued:

1978 - 1981	Staff Nurse	Pullman Memorial Hospital Pullman, Washington
1982 - 1987	Intensive Care Unit, Care Flite, Emergency Room, Operating Room, Radiology and Cath Lab	Methodist Medical Center Dallas, Texas
1987 - 1993	Administrative Nurse	Irving Healthcare System Irving, Texas
1994	Unknown	
1995 - 1998	Case Manager/ Director of Home Health Services	Family Service Fort Worth, Texas
1998 - 2001	Director of Nursing	OMCT Home Health Care Fort Worth, Texas
2001 - 2002	Case Manager	Cardiovascular Home Care Fort Worth, Texas
2002 - 2003	Director of Clinical Services	Maxim Healthcare Fort Worth, Texas
2003 - 2004	Registered Nurse	Bridgeway Hospice Hurst, Texas
2004 - 2004		Bishop Hospice Hurst, Texas
2004 - 2005	Educational Nurse	Lion Hospice Hurst, Texas
2005 - 2006	Case Manager	MedCare at Home Grapevine, Texas
2006 - 2006	Case Manager	Gentiva Health Services Fort Worth, Texas
2006 - 2007	Registered Nurse	Hospice Healthcare Network Arlington, Texas

Respondent's nursing employment history continued:

09/2007 - 8/2010	Assistant Director, Nursing (ADON)	Encompass Home Health Fort Worth, Texas
09/2010 - 02/2012	Unknown	
03/2012 - Unknown	Staff Nurse	Keller Oaks Healthcare Fort Worth, Texas

6. On November 21, 1986, Respondent's license to practice professional nursing in the State of Texas was issued a sanction of "Severe Reprimand" through an Agreed Order by the Board. A copy of the Agreed Order, including the Findings of Fact, Conclusions of Law, and Order dated November 21, 1986, is attached and incorporated herein by reference as part of this Order.
7. On November 17, 1987, Respondent's license to practice professional nursing in the State of Texas was revoked by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated November 17, 1987, is attached and incorporated herein by reference as part of this Order.
8. On November 29, 1989, Respondent's license was reinstated with stipulations by the Board. A copy of the Agreed Order dated November 29, 1989, is attached and incorporated herein by reference as part of this Order.
9. On March 23, 2010, Respondent was issued a sanction of "Reprimand with Stipulations" by the Board. A copy of the Agreed Order, including Findings of Fact, Conclusions of Law, and Order dated March 23, 2010, is attached and incorporated herein by reference as part of this Order.
10. At the time of the initial incident, Respondent was employed as an Assistant Director of Nursing with Encompass Home Health, and had been in this position for two (2) years and six (6) months.
11. On or about May 10, 2010, Respondent failed to comply with the Agreed Order issued to her on March 23, 2010. Noncompliance is the result of Respondent's failure to comply with Stipulation Number Four (4) of the Agreed Order, which states, in pertinent part:
 - (4) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500). RESPONDENT SHALL pay this fine withing forty-five days of entry of this Order...

12. On or about March 24, 2011, Respondent failed to comply with the Agreed Order issued to her on March 23, 2010. Noncompliance is the result of Respondent's failure to comply with Stipulation Two (2) of the Agreed Order, which states, in pertinent part:

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics...

13. On or about July 8, 2010, while employed with Encompass Home Health, Fort Worth, Texas, Respondent failed to notify the physician of the assessment and recommendations for treatment and new wound orders for Patient Medical Record Number FTW00004721901. Consequently, the current orders remained in place and the patient's wounds continued to deteriorate until the patient was admitted to the Intensive Care Unit (ICU) of North Richland Hills Hospital with at least one Stage IV wound and possible septicemia. Respondent's conduct deprived the patient of timely medical intervention which may have contributed to the increasingly compromised condition of the patient.

14. On or about July 12, 2010, while employed with Encompass Home Health, Fort Worth, Texas, Respondent failed to completely and accurately report or collaborate with other members of the health care team in the "Case Conference" the decline of Patient FTW00004721901, including the interventions with the patient, review of physicians' orders, or the coordination with the Wound, Ostomy, and Continence Nurse (WOCN). Respondent's conduct deprived other care givers of essential information which other care givers would rely upon to provide additional care or assistance.

15. In response to Findings of Fact Numbers Seven (7) through Fourteen (14), Respondent states that she regrets not being more proactive in rectifying the situation with the Board. Respondent states that at the time of the incidents, she was under probation by the Board and unable to make home visits herself. Respondent claims that she was unable to process the "Case Conference" notes in the computer so she wrote a brief case conference. Respondent states that she had the patient seen by another Registered Nurse (RN), who recommended a specialty mattress for the patient so she had this Registered Nurse give a case conference to the employees regarding skin care and prevention of skin breakdown. Respondent claims that when she was notified of the several areas of breakdown, she went immediately to the Administrator and the ADON and informed them of the issue. Respondent adds that she was scheduled to go on vacation and was assured everything would be taken care of. Respondent states she has no information of what occurred while she was out of the office.

16. Formal Charges were filed on May 3, 2012.

17. Charges were mailed to Respondent on May 4, 2012.

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 §217.11(1)(A), (1)(B), (1)(C),(1)(D),(1)(M),(1)(P)&(3)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 463406 heretofore issued to PATRICIA ELLEN CARROLL, including revocation of Respondent's license(s) 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 PATRICIA ELLEN CARROLL, Registered Nurse License Number 463406, to practice nursing in Texas is hereby SUSPENDED for a period of two (2) years with the suspension STAYED and Respondent is hereby placed on PROBATION for two (2) years with the following agreed terms of probation:

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 is 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 Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

(1) 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.

(2) RESPONDENT SHALL, within one (1) year of the suspension being stayed, 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.texas.gov/disciplinaryaction/stipscourses.html>.

(3) RESPONDENT SHALL, within one (1) year of the suspension being stayed, successfully complete a course in physical assessment. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. 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. RESPONDENT SHALL perform physical assessments on live patients in a clinical setting for a minimum of twenty-four (24) hours. The clinical component SHALL focus on tasks of physical assessment only and shall be provided by the same Registered Nurse who provides the didactic portion of this course.

To be approved, the course shall cover all systems of the body. Performing assessments on mock patients or mannequins WILL NOT be accepted. 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.texas.gov/disciplinaryaction/stipscourses.html>

(4) RESPONDENT SHALL, within one (1) year of the suspension being stayed, 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.texas.gov/disciplinaryaction/stipscourses.html>

(5) RESPONDENT SHALL, within one (1) year of the suspension being stayed, 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. *Board-approved courses may be found at the following Board website address: <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.*

(6) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500.00). RESPONDENT SHALL pay this fine within forty-five (45) days of the suspension being stayed. 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, 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 PROBATION CONDITIONS FOR TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE PROBATIONARY 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, AS APPROPRIATE, WILL NOT APPLY TO THIS STIPULATION PERIOD:

(7) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). 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 license(s). 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.

(8) 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.

(9) For the first year of employment as a Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse. Direct supervision requires another nurse, as applicable, 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.

(10) For the remainder of the stipulation/probation period, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational 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.

(11) 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 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 and ORDERED that if during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license(s), the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

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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CONTINUED ON NEXT PAGE.

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 violation(s) 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 license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 12 day of August, 2012.
Patricia Ellen Carroll
PATRICIA ELLEN CARROLL, Respondent

Sworn to and subscribed before me this 12 day of August, 2012.

SEAL

Kathleen L. Holmes

Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 12th day of August, 2012, by PATRICIA ELLEN CARROLL Registered Nurse License Number 463406, and said Order is final.

Effective this 18th day of October, 2012.



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse	§	AGREED
License Number 463406	§	
issued to PATRICIA ELLEN CARROLL	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of PATRICIA ELLEN CARROLL, Registered Nurse License Number 463406, 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 January 13, 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.
4. Respondent received an Associate Degree in Nursing from Rio Hondo College, Whittier, California, on June 7, 1975. Respondent was licensed to practice professional nursing in the State of California in September 1975, was licenced to practice professional nursing in the State of Washington on August 2, 1978, and was licensed to practice professional nursing in the State of Texas on April 15, 1982.

5. Respondent's professional nursing employment history includes:

9/75 to 7/78	Unknown
8/78 to Unknown	Registered Nurse (RN) Memorial Hospital Pullman, Washington
1986 to Unknown	RN Methodist Medical Center Dallas, Texas
2005 to 1/06	RN MedCare@Home Dallas, Texas
2/6 to Present	Unknown

6. On or about November 21, 1986, Respondent was issued a sanction of a Severe Reprimand through an Order of the Board by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and the Order dated November 21, 1986, is attached and incorporated as a part of this Order.
7. On or about November 17, 1987, Respondent's license to practice professional nursing in the State of Texas was Revoked through an Order of the Board by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and the Order dated November 17, 1987, is attached and incorporated as a part of this Order.
8. On or about November 29, 1989, Respondent's license to practice professional nursing in the State of Texas was Reinstated with Stipulations through an Order of the Board by the Board of Nurse Examiners for the State of Texas. A copy of the Order dated November 29, 1989, is attached and incorporated as a part of this Order.
9. At the time of the initial incident in Finding of Fact Number Ten(10), Respondent was employed as a Staff Nurse with MedCare@Home, Dallas, Texas, and had been in this position for one (1) year.

10. On or about January 26, 2006, while employed as a Staff Nurse with MedCare@Home, Dallas, Texas, Respondent provided falsified documentation of a skilled nurse visit for Patient PB that was not actually performed. Respondent's conduct resulted in an inaccurate medical record on which subsequent caregivers would rely to provide ongoing medical care and deprived the patient of timely detection and medical intervention in the event that the patient experienced a change in status.
11. On or about January 26, 2006, while employed as a Staff Nurse with MedCare@Home, Dallas, Texas, Respondent provided falsified documentation of a skilled nurse visit for Patient KD that was not actually performed. Respondent also called the patient and asked that she falsely report to the agency that the skilled nurse visit had been performed as scheduled. Respondent's conduct was deceptive and resulted in an inaccurate medical record on which subsequent caregivers would rely to provide ongoing medical care. Furthermore, Respondent conduct deprived the patient of timely detection and medical intervention in the event that the patient experienced a change in status.
12. In response to the incidents in Findings of Fact Ten (10) and Eleven (11), Respondent states that she did perform the visits, documented care, but failed to have the patients sign the document to verify the visits were performed.
13. Formal Charges were filed and mailed to Respondent on March 16, 2009.
14. Respondent is currently employed as an Assistant Director of Nursing for Encompass Home Health Agency of North Central Texas, where she supervises a team of patients and staff from the office. She has direct supervision of nurses' documentation, approving orders and approving 485's for the patients on her team.

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)(M) and 217.12(1)(A),(1)(B),(1)(C),(6)(A) & (6)(G).
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 463406, heretofore issued to PATRICIA ELLEN CARROLL, including revocation of Respondent's license to practice professional 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 a 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 professional 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 PATRICIA ELLEN CARROLL, 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) contact 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 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>

(4) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500.00). 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, SHOULD RESPONDENT PRACTICE AS A REGISTERED 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 ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD;

(5) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT's license. 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 license. 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.

(6) 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.

(7) 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). Multiple employers are prohibited. RESPONDENT SHALL NOT be self-employed or contract for services. RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency with the exception of her current employer, Encompass Home Health of North Central Texas so long as this employer can comply with the supervision requirements stipulated above.

(8) RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.

(9) 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 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 one (1) year of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

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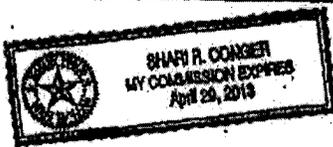
RESPONDENT'S CERTIFICATION

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 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 license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 9th day of 2010
February
Patricia Carroll
PATRICIA ELLEN CARROLL, Respondent

Sworn to and subscribed before me this 9th day of February, 2010

SEAL Shari R. Conner



Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 9th day of February, 2010, by PATRICIA ELLEN CARROLL, Registered Nurse License Number 463406, and said Order is final.

Effective this 23rd day of March, 2010.


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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate
Number 4-63406 issued to
PATRICIA ELLEN COOPER

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ORDER OF THE BOARD

To: Patricia Ellen Cooper
6011 Ivy Glen
Arlington, Texas 76017

The board of Nurse Examiners for the State of Texas in a regularly scheduled meeting held on the 21st day of November, 1986, considered the conduct of PATRICIA ELLEN COOPER, Permanent Certificate Number 4-63406.

At the meeting, Mrs. Mary Elizabeth Jackson, President of the Board, presided and the following members were present:

Mrs. Pauline Barnes, R.N.	Dr. J. J. Pryor, R.N.
Mrs. Mary Virginia Jacobs, R.N.	Mrs. A. Joanna Seamans, R.N.
Dr. Ruby Morris	

Following receipt of information, PATRICIA ELLEN COOPER agreed to a Consent to Board Order from the Board of Nurse Examiners. Respondent was not present at the Board of Nurse Examiners scheduled hearing but did appear at a hearing before the Executive Secretary. Testimony and other evidence was received by the Board and, as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. PATRICIA ELLEN COOPER, hereinafter referred to as "Respondent", is currently licensed to practice professional nursing in the State of Texas.

2. During a period of time from March, 1986, through May, 1986, Respondent appropriated Morphine Sulfate, without authorization, belonging to Methodist Medical Center, Dallas, Texas, and or to the patients thereof, while employed with the aforementioned facility.
3. Respondent received treatment for substance abuse from Care Unit Hospital, Dallas, Texas, from June 6, 1986, through June 27, 1986.
4. Respondent returned to her employment as a professional nurse with Methodist Medical Center, Dallas, Texas, on or about July 17, 1986, under a Return to Work Contract.
5. Respondent attends the Impaired Nurse Group and/or Alcoholics Anonymous on a daily basis.
6. Respondent desires to continue her career in professional nursing.

CONCLUSIONS OF LAW

1. The Board of Nurse Examiners has jurisdiction over this matter.
2. Based upon the evidence received, Respondent is in violation of applicable Texas law, the aforementioned action and conduct, in the opinion of the Executive Secretary, constitutes unprofessional conduct.

ORDER

IN VIEW OF THE FINDINGS OF FACT, it is hereby ordered that PATRICIA ELLEN COOPER, license number 4-63406, be issued a severe reprimand.

IT IS FURTHER ORDERED that license number 4-63406, heretofore issued to PATRICIA ELLEN COOPER, be subject to the following stipulations for a minimum period of two (2) years:

- (1) Respondent must return her current certificate of re-registration (wallet-size) to the office of the Board of Nurse Examiners for the State of Texas immediately for appropriate notation.

(2) Respondent shall notify each employer/potential employer in professional nursing of this Order of the Board and the stipulations on his/her license by presenting a copy of this order to each potential employer. When employment is obtained, the employer must submit the notification of employment form to the Board office.

(3) That, during her employment as a professional nurse, each employer of PATRICIA ELLEN COOPER submit on forms provided by the Board of Nurse Examiners, periodic reports as to her capability to practice professional nursing, such reports are due at the office of the Board of Nurse Examiners at the end of each month of employment for a minimum period of three (3) months from the date of this Order. If all the aforementioned reports are acceptable, then the reports shall be required at the end of each three (3) months for the duration of the stipulation period. If the place of employment changes, the Board of Nurse Examiners is to be notified immediately.

(4) The terms of this Order can be served only while Respondent is employed in the capacity of a registered nurse in a hospital, nursing home, or like employment, where the nurse is supervised. The nurse may not be employed by a nurse registry, temporary nurse employment agency or home health agency.

(5) Respondent shall completely abstain from the consumption or injection of controlled substances, except as prescribed by a duly licensed practitioner for a legitimate purpose. Respondent shall have sent to the Board of Nurse Examiners, in writing and within ten (10) days, by the prescribing physician or dentist, a report identifying the medication and dosage. Respondent shall submit to random periodic screens for controlled substances at

least once every month, for a minimum period of three (3) months. If all of the aforementioned screens test negative for controlled substances, then the screens shall be required at least once every three (3) months for the duration of the stipulation period. All screens shall be properly monitored and administered by Respondent's employer or counselor and personally observed by this individual or a trusted member of his/her staff. Respondent shall have written reports from the employer or counselor sent to the Board of Nurse Examiners concerning the results of the random periodic screens. If any sample tests positive for narcotic, controlled substance or habit forming substance which Respondent has used without a prescription from a physician or dentist, they shall report the findings to the Board of Nurse Examiners immediately. Expenses encumbered by the screens shall be borne by Respondent.

(6) The Board of Nurse Examiners shall review reports regarding the practice of professional nursing by Respondent at the end of the stipulation period. It is understood that after the review, the Board may restore all rights and privileges incident to the license of Respondent, but may also extend or modify the stipulation terms, if extension or modification is warranted by evidence presented to the Board.

(7) Respondent shall participate in therapy and written reports as to her progress in therapy, rehabilitation and capability to practice professional nursing shall be submitted to the Board of Nurse Examiners, on forms provided by the Board, from her professional counselor, such reports are to be furnished

each and every month for a minimum period of three (3) months. If all of the aforementioned reports are acceptable, then the reports shall be required at the end of each three (3) months for the duration of the stipulation period, or until dismissed from therapy.

(8) Respondent shall provide evidence of her weekly attendance at meetings of a local support group for substance abuse. Such evidence shall be submitted to the office of the Board of Nurse Examiners at the end of each three (3) months for a minimum period of two (2) years.

(9) That, PATRICIA ELLEN COOPER shall comply in all respects with the Revised Civil Statutes of Texas, Article 4513 through 4528, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice of the Board of Nurse Examiners and the provisions of the terms of this Order of the Board.

The Board admonishes Respondent that the prime objective of the nursing profession is to render service to humanity and, whoever chooses this profession, assumes the obligation to conduct themselves in accordance with nursing standards and obey the laws of the State of Texas.

IT IS FURTHER ORDERED AND THE BOARD SO FINDS, in accordance with Article 6252-13a, 16(c), Revised Civil Statutes of Texas, as amended, that an imminent peril to the public health, safety, or welfare requires immediate effect of this Order and the same shall be effective on the date herein below rendered.

Entered this 21st day of November, 1986.

Certificate to Order of Board
In the Matter of Permanent
Certificate No. 4-63406
Issued to PATRICIA ELLEN COOPER

The aforementioned Findings of Fact, Conclusions of Law and Order of the Board represent a final decision or Order duly made by the Board of Nurse Examiners in and for the State of Texas this the 21st day of November, 1986.

Mary Elizabeth Jackson, R.N. Pauline Barnes, R.N.
President

Mary Virginia Jaso, R.N. A. James Edwards, R.N.

Jean Pryor, R.N.

Ruby Morris Ed. D.

3. PATRICIA ELLEN COOPER, hereinafter referred to as "Respondent", is currently licensed to practice professional nursing in the State of Texas.
4. Respondent, while employed with Methodist Medical Center, Dallas, Texas, appropriated morphine sulfate, without authorization, belonging to the aforementioned facility and/or to the patients thereof during the month of July, 1987.

The above action is in violation of §217.13 (5), Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, which prohibits:

"Appropriating, in connection with the practice of nursing, medications, supplies, equipment, or personal items of the patient/client, employer, or any other person or entity."

5. Respondent, while employed with the aforementioned facility during the month of July, 1987, engaged in the intemperate use of phenothiazines.

The above action constitutes the intemperate use of drugs, in violation of Article 4525 (a) (8), Revised Civil Statutes of Texas, as amended.

The aforementioned action and conduct constitutes unprofessional or dishonorable conduct which, in the opinion of the Board, is likely to deceive, defraud or injure patients or the public, in violation of Article 4525 (a) (8) and (9), Revised Civil Statutes of Texas, as amended.

CONCLUSIONS OF LAW

1. That pursuant to Article 4525, Revised Civil Statutes of Texas, as amended, the Board of Nurse Examiners for the State of Texas has jurisdiction over this matter.
2. That the evidence received was conclusive to prove unprofessional or dishonorable conduct which, in the opinion of the Board, is likely to deceive, defraud, or injure patients and the public.
3. That the activities of the nurse in question constituted sufficient cause pursuant to Article 4525 (a) (8) and (9), Revised Civil Statutes of Texas, as amended, to revoke license number 4-63406, heretofore issued to PATRICIA ELLEN COOPER, to practice professional nursing in Texas.

ORDER

NOW, THEREFORE, IT IS ORDERED that license number 4-63406, heretofore issued to PATRICIA ELLEN COOPER to practice professional nursing in the State of Texas be and the same is hereby revoked.

IT IS FURTHER ORDERED that said license issued to PATRICIA ELLEN COOPER, upon receipt of this order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED AND THE BOARD SO FINDS, in accordance with Article 6252-13a, 16(c), Revised Civil Statutes of Texas, as amended, that an imminent peril to the public health, safety, or welfare requires immediate effect of this Order and the same shall be effective on the date herein below rendered and the same may not be stayed except on proper application to a District Court in accordance with Article 4525c, Revised Civil Statutes of Texas, as amended.

Entered this 17th day of November, 1987.

Certificate to Order of Board
in the Matter of Permanent
Certificate No. 4-63406
Issued to PATRICIA ELLEN COOPER

The aforementioned Findings of Fact, Conclusions of Law and Order of the Board represent a final decision of Order duly made by the Board of Nurse Examiners in and for the State of Texas this the 17th day of November, 1987.

Pauline Barnes, R.N.
President

May Virginia Jacob, R.N.

A. James Simons, R.N.

Jean Peyer, R.N.

Lyman C. Bushman, Ph.D.

BEFORE THE BOARD OF NURSE EXAMINERS
- FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate
Number 4-63406 issued to
PATRICIA ELLEN COOPER

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ORDER OF THE BOARD

To: Patricia Ellen Cooper
501 Tish Circle, Apt. #206
Arlington, Texas 76006

The Board of Nurse Examiners for the State of Texas in a regularly scheduled meeting on November 29, 1989, heard the application for reinstatement of license number 4-63406, heretofore issued to PATRICIA ELLEN COOPER, according to Article 4525c, Revised Civil Statutes of Texas, as amended.

At the meeting, Dr. Eileen Piwetz, R.N., President of the Board, presided and the following members were present:

Mrs. Pauline Barnes, R.N.
Dr. Lynn C. Besselman
Mrs. Sara J. Keele, R.N.
Dr. Teddy L. Langford, R.N.

Mr. Morris H. Parrish
Mrs. Pettey C. Ross, R.N.
Mrs. A. Joanna Seamans, R.N.
Mrs. Patsy Sharpe

The applicant was present at the meeting, but was not represented by counsel. Testimony and other evidence was received by the Board, and as a result thereof, the Board makes the following decision.

ORDER

NOW, THEREFORE, IT IS ORDERED that license number 4-63406, heretofore issued to PATRICIA ELLEN COOPER to practice professional nursing in the State of Texas be and the same is hereby reinstated upon payment of re-registration fees and compliance with the following stipulations for a minimum period of two (2) years.

(1) Respondent shall notify each employer/potential employer in professional nursing of this Order of the Board and the stipulations on her license by presenting a copy of this Order to each potential employer. When employment is obtained, Respondent must cause the employer to submit the notification of employment form to the Board office.

(2) That during her employment as a professional nurse, each employer of PATRICIA ELLEN COOPER submit on forms provided by the Board of Nurse Examiners, periodic reports as to her capability to practice professional nursing, such reports are due at the office of the Board of Nurse Examiners at the end of each three months for a minimum period of two (2) years of employment as a registered nurse following receipt of this Order. If the place of employment changes, the Board of Nurse Examiners is to be notified immediately.

(3) The terms of this Order can be served only while Respondent is employed in the capacity of a registered nurse in a hospital, nursing home, or like employment, where the nurse is supervised and works only on regularly assigned, identified and predetermined unit(s). The nurse may not be employed by a nurse registry, temporary nurse employment agency or home health agency. Respondent may not be self employed and multiple employers are prohibited.

(4) Respondent may not practice as a professional nurse in any critical care areas for a minimum period of one (1) year of employment as a registered nurse following receipt of this Order. Critical care areas are identified as any intensive care unit, step-down unit, emergency room, operating room and recovery room.

(5) Respondent may not practice as a professional nurse on the night shift, may not rotate shifts, work overtime, accept on call assignments, or be used for coverage on any unit other than the assigned unit(s) for minimum period of one (1) year of employment as a registered nurse following receipt of this Order.

(6) Respondent may not administer or have any contact with controlled substances, Nubain and/or Stadol for a minimum period of one (1) year of employment as a registered nurse following receipt of this Order.

(7) Respondent shall completely abstain from the consumption or injection of controlled substances, except as prescribed by a duly licensed practitioner for a legitimate purpose. Respondent shall have sent to the Board of Nurse Examiners, in writing and within ten (10) days, by the prescribing physician or dentist, a report identifying the medication, dosage and the date the medication was prescribed. Respondent shall submit to random periodic screens for controlled substances and alcohol at least once every week, for a minimum period of three (3) months. If all of the aforementioned screens test negative for controlled substances and alcohol, then the screens shall be required at least once every month for a minimum period of three (3) months. If all the aforementioned screens test negative for controlled substances and alcohol, then the screens shall be required at least once every three (3) months for the duration of the probation period. All screens shall be properly monitored and administered by Respondent's employer and personally observed by said individual or a trusted member of his/her staff. A complete chain of custody shall be maintained for each specimen obtained and analyzed. Respondent shall have written reports from the employer sent to the Board of

Nurse Examiners concerning the results of the random periodic screens. If any sample tests positive for alcohol, narcotic, controlled substance or habit forming substance which Respondent has used without a prescription from a physician or dentist, they shall report such findings to the Board of Nurse Examiners immediately. Expenses encumbered by the screens shall be borne by Respondent.

(8) The Board of Nurse Examiners shall review reports regarding the practice of professional nursing by Respondent at the end of the probation period. It is understood that after the review, the Board may restore all rights and privileges incident to the license of Respondent, but may also after notice and opportunity for hearing extend or modify the terms of probation, if extension or modification is warranted by evidence presented to the Board.

(9) Respondent shall participate in therapy and written reports as to her progress in therapy, rehabilitation and capability to practice professional nursing shall be submitted to the Board of Nurse Examiners, on forms provided by the Board, from a professional counselor as recognized by the Board, such reports are to be furnished each and every month for a minimum period of three (3) months. If all of the aforementioned reports are acceptable, then the reports shall be required at the end of each three (3) months for the duration of the probation period, or until dismissed from therapy.

(10) Respondent shall provide evidence of attendance of at least two (2) support group meetings per week. The weekly meetings shall consist of (a) a minimum of one (1) impaired nurse support group and (b) another local

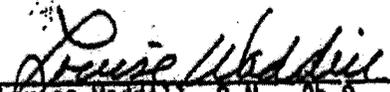
support group for substance abuse. Such evidence shall be submitted to the office of the Board of Nurse Examiners, on forms provided by the Board, at the end of each three (3) months for a minimum period of two (2) years.

(11) That, PATRICIA ELLEN COOPER shall comply in all respects with the Revised Civil Statutes of Texas, Article 4513 through 4528, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice of the Board of Nurse Examiners and the provisions of the terms of this Order of the Board.

Entered this the 29th day of November, 1989.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY



Louise Waddill, R.N., Ph.D.
Executive Secretary on behalf
of said Board