

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 553620 § AGREED
issued to SANDRA DIANE JOHNSON § ORDER

An investigation by the Board produced evidence indicating that SANDRA DIANE JOHNSON, hereinafter referred to as Respondent, License Number 553620, may have violated Section 301.452(b)(12), Texas Occupations Code.

An informal conference was held on September 25, 2001, at the office of the Board of Nurse Examiners, in accordance with Section 301.464, Texas Occupations Code.

Respondent appeared telephonically. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; James W. Johnston, General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Karen Burk, BSN, RN,C, Investigator.

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, 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 Long Beach City College, Long Beach, California, in 1980. Respondent became licensed to practice professional nursing in the State of Texas in 1989.

5. Respondent's professional employment history includes:

1980	Unknown position F.V. Community Hospital California
1981	Float RN Lescoulie Registry California
1982-1984	Unknown position Long Beach Memorial Children's Hospital Long Beach, California
1985	Unknown position F.V. Regional Medical Center California
1986	Unknown position F.H.P. Regional Medical Center California
1988	Unknown position Rose Medical Center Colorado
1989	Unknown position St. Anthony North Colorado
1989	Unknown position Kingman Regional Medical Center Arizona
1989	Unknown position Methodist Medical Center Dallas, Texas
1991	Unknown position Baylor University Medical Center Dallas, Texas

Respondent's professional employment history continued:

1993	Unknown position Pleasant Manor Nursing Home Waxahachie, Texas
December 1993-March 1995	Home Health RN HealthCor Dallas, Texas
1995	Unknown position Pleasant Manor Nursing Home Waxahachie, Texas
1996	Assistant Director of Nursing C.C. Young Memorial Home Dallas, Texas
June 1997-May 1999	Staff RN Medical City Hospital Dallas, Texas
March 1999-2000	Staff/Charge RN Columbia Medical Center Lancaster Lancaster, Texas
May 2000-Present	Homecare RN Maxim Healthcare Services Dallas, Texas

6. At the time of the initial incident, Respondent was employed as a Homecare RN with Maxim Healthcare Services, and had been in this position for eight (8) months.
7. On March 7, 2000, Respondent's license to practice professional nursing in the State of Texas was issued the sanction of Remedial Education. A copy of the Order, findings of fact, and conclusions of law are attached and incorporated by reference as a part of this Order.
8. Between January 2001 and February 2001, while employed with Maxim Healthcare Services, Dallas, Texas, and while assigned to care for patient P.W., Respondent was observed to be excessively tired and sleepy on several occasions. Respondent's lack of sufficient alertness could have impaired her ability to recognize subtle signs, symptoms or changes in the patient's condition, thereby placing the patient in potential danger.

9. Since March 8, 2000, Respondent has been treated for depression and attention deficit hyperactivity disorder.
10. The Respondent's conduct described in the preceding Finding of Fact was reportable under the provisions of Texas Occupations Code, Sections 301.401-301.419.
11. Respondent's conduct described in Finding Number seven (7) was significantly influenced by Respondent's impairment by depression.
12. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-.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)(12), Texas Occupations Code.
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code., to take disciplinary action against License Number 553620, heretofore issued to SANDRA DIANE JOHNSON, including revocation of Respondent's professional license to practice nursing in the State of Texas.
5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT, in lieu of the sanction of Revocation under Section 301.453, Texas Occupations Code, SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to and be accepted into the TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nurse Examiners.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN contract during its term.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Board of Nurse Examiners of any violation of the TPAPN contract.

IT IS FURTHER AGREED AND ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED, that the terms of this Agreed Order shall be applicable to Respondent's multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

IT IS FURTHER AGREED, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including revocation of Respondent's 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, and Conditions One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Board of Nurse Examiners, 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.

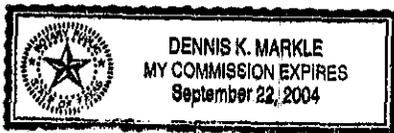
Signed this 18th day of December, 2009.

Sandra D. Johnson
SANDRA DIANE JOHNSON, Respondent

Sworn to and subscribed before me this 4th day of JANUARY, 2002.

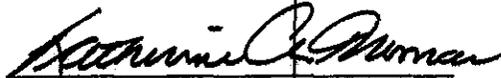
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[Signature]
Notary Public in and for the State of TEXAS



WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby accept and enter the Agreed Order that was signed on the 18th day of December, 2001, by SANDRA DIANE JOHNSON, License Number 553620, and said Order is final.

Entered and effective this 9th day of January, 2002.



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 License Number 553620 § AGREED
issued to SANDRA DIANE JOHNSON § ORDER

An investigation by the Board produced evidence indicating that SANDRA DIANE JOHNSON, hereinafter referred to as Respondent, License Number 553620, may have violated Article 4525(b)(9), Revised Civil Statutes of Texas, as amended.

An informal conference was held on January 25, 2000, at the office of the Board of Nurse Examiners, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; J. Kent Black, General Counsel; Gary M. Walters, BS, RN, MSED, Senior Investigator; Diane Earnet, RN, Investigator; and Karen Burk, BSN, RN, C, Investigator.

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, notice and hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent received an Associate Degree in Nursing from Long Beach City College, Long Beach, California, in 1980. Respondent was licensed to practice professional nursing in the State of Texas in 1989.

5. Respondent's professional employment history includes:

1980	Unknown Position F.V. Community Hospital California
1981	Float RN Lescoulie Registry California
1982-1984	Unknown Position Long Beach Memorial Childrens Hospital Long Beach , California
1985	Unknown Position F.V. Regional Medical Center California
1986	Unknown Position F.H.P. Regional Medical Center California
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1989	Unknown Position St. Anthony North Colorado
1989	Unknown Position Kingman Regional Medical Center Arizona
1989	Unknown Position Methodist Medical Center Dallas, Texas
1991	Unknown Position Baylor University Medical Center Dallas, Texas

Respondent's professional employment history continued:

1993	Unknown Position Pleasant Manor Nursing Home Texas
1994	Home Health RN HealthCor Dallas, Texas
1995	Unknown Position Pleasant Manor Nursing Home Texas
1996	Assistant Director of Nursing C.C. Young Dallas, Texas
June 1997-May 1999	Staff RN Medical City Hospital Dallas, Texas
May 1999-Present	Staff RN Medical Center Lancaster Lancaster, Texas

6. At the time of the incident, Respondent was employed as a Staff RN with Medical City Dallas Hospital, Dallas, Texas and had been in this position for one (1) year and ten (10) months.
7. On or about April 2, 1999, while employed with Medical City Dallas Hospital, Dallas, Texas, Respondent cosigned the medication administration record of patient #650640 for 100 units of regular insulin when ten (10) units of regular insulin was ordered. Patient #650640 suffered from bilateral pneumonia, anemia and poorly controlled insulin dependent diabetes mellitus. On April 2, 1999, patient #650640's blood glucose level was 528 mg/dL (milligrams per deciliter). Respondent was working with the patient's primary nurse and was asked by the other RN to check the dose with her. Respondent failed to actually examine the physician's order. The medication error was detected shortly thereafter, at which time the patient's physician was contacted and frequent blood glucose monitoring and concentrated dextrose solutions were ordered and administered. During the following eight (8) hours, the patient's blood glucose levels remained between 484 mg/dL and 65 mg/dL. The patient experienced one (1) blood glucose level of 55 mg/dL during this time.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, 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 Article 4525(b)(9), TEX. REV. CIV. STAT. ANN., and 22 TEX. ADMIN. CODE §217.13(2).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 553620, heretofore issued to SANDRA DIANE JOHNSON, including revocation of Respondent's professional license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of Remedial Education, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to SANDRA DIANE JOHNSON to the office of the Board of Nurse Examiners within ten (10) days of the date of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. 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 must include registered nurses. It must be a

minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. 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 is to be taken in addition to any continuing education requirements the Board may have for relicensure.

(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. Home study courses and video programs will not be approved. The target audience must include registered nurses. The didactic portion of this course must be a minimum of six (6) hours in length. The course must contain a minimum twenty-four (24) hour clinical component which is to be supervised by another registered nurse. To be approved, the course's content must 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 adverse effects resulting from improper administration. The description must 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 is to be taken in addition to any continuing education requirements the Board has for relicensure.

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 2 day of March, 2000.

Sandra Diane Johnson
SANDRA DIANE JOHNSON, Respondent

Sworn to and subscribed before me this 2 day of March, 2000.

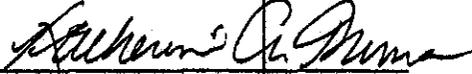
SEAL

Laura Bogert
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 2nd day of March, 2000, by SANDRA DIANE JOHNSON, License Number 553620, and said Order is final.

Effective this 7th day of March, 2000.



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