

## REPORT OF THE EXECUTIVE DIRECTOR

### NATIONAL ISSUES

**NCSBN e-Notify Service:** This service delivers real-time notification to employers about nurses in their employ. The system provides licensure and publicly available discipline data directly as the information is entered into the Nursys database by boards of nursing. Employers can chose the types and frequency of notifications such as expiration of license and discipline on a license. Currently there are 670 Texas nursing employers with 94,277 Texas nurses enrolled in e-Notify. NCSBN is now permitting individual nurses to enroll.

**RN Safe Staffing Act of 2015:** This legislation was recently introduced and would require hospitals participating in Medicare to implement a hospital-wide staffing plan for nursing services provided in the hospital. The staffing plan would ensure patient safety, reduce readmissions and improve nurse retention by requiring that an appropriate number of RNs provide direct patient care in each unit and on each shift of the hospital to ensure staffing levels address the patient characteristics and hospital units and result in the delivery of safe, quality patient care. The staffing plan would be implemented by a hospital nurse staffing committee comprised of at least 55 percent direct care nurses. The Registered Nurse Safe Staffing Act ensures that RNs are not forced to work in units where they are not trained or experienced, establishes procedures for receiving and investigating complaints, allows the Secretary of Health and Human Services to impose civil monetary penalties for each known violation, includes whistle-blower protections and requires public reporting of staffing information.

<http://www.nursingworld.org/FunctionalMenuCategories/MediaResources/PressReleases/2015-NR/ANA-Commends-Introduction-of-the-Registered-Nurse-Safe-Staffing-Act.html>

**On-Demand Continuing Education Webinars for Nurses:** The Agency for Healthcare Research and Quality (AHRQ) is offering free continuing education webinars for nurses, nurse practitioners, case managers, staff educators and nurse practitioner faculty. AHRQ developed the webinars to increase awareness and ongoing use of AHRQ patient safety and quality resources. The webinars highlight resources such as the Electronic Preventive Services and the Improving Safety in Long-Term Care Facilities training modules. The recorded webinars provide practical insights on how these resources can be integrated into education and practice.

<http://ce.ahrq.gov/nurses/>

**Lawsuit Filed Against Indiana Company for Allegedly Deceiving Nursing Students:** The New York State Attorney General's office recently filed a lawsuit in state Supreme Court in Albany, New York against The College Network, an Indiana-based test preparation company, for false and deceptive business practices. The suit alleges that the company marketed ineffective study guides and consultations to as many as 2,000 nursing students. The court filing includes affidavits from three dozen consumers in New York who said they were deceived by The College Network, or that the materials it provided were confusing or not helpful. According to the suit, students were offered financing to cover their bills, but in many cases were not told the loans were being provided by a credit union. The suit also alleges that The College Network falsely implied it was affiliated with

Excelsior College, an online education institution. The College Network is also the subject of legal action and controversy in other states, with The Federal Trade Commission and the attorney general of Indiana examining the company's practices. The New York lawsuit seeks to bar the company from advertising or doing business in the state.

<http://blog.timesunion.com/capitol/archives/236491/ag-lawsuit-indiana-company-preyed-on-nursing-students/>

**Root Cause Analysis Guidelines Issued by National Patient Safety Foundation (NPSF):** The NPSF recently released guidelines developed to help health care organizations improve the way they investigate medical errors, adverse events and near misses. The guidelines are intended to help health care providers rethink the way mistakes are identified, assess which type of events are most appropriate to analyze, and determine the proper actions to take after an evaluation. A panel of subject matter experts and stakeholders were convened to examine root cause analysis best practices and develop guidelines to help professionals standardize the process.

Among the recommendations: use a risk-based approach to prioritize safety events, hazards and vulnerabilities; take care in forming root cause analysis teams to include a leader with a strong knowledge of safety science and the practice of root cause analysis, subject matter experts, and staff who are not familiar to the subject or area under review and a patient representative; and use interviewing techniques, flow diagraming, action hierarchy and other tools to facilitate the investigation and develop the strongest appropriate actions. The new guidelines specifically add the word "actions" to indicate how imperative it is to put changes in place to avoid recurrence of a safety lapse. An open webcast will be held on July 15 where the co-chairs and authors of the guidelines will discuss the content.

<http://www.npsf.org/news/236617/National-Patient-Safety-Foundation-Issues-Guidelines-on-Root-Cause-Analysis.htm>

**Largest Medicare Fraud Takedown Uncovers \$712 Million in False Billing:** A nationwide Medicare Fraud Strike Force sweep resulted in charges against 243 individuals for their alleged participation in Medicare fraud schemes for approximately \$712 million in fraudulent billing. The cases included 46 doctors, nurses and other licensed medical professionals such as physical and occupational therapists. The defendants are charged with various health care fraud crimes, including conspiracy to commit health care fraud, violations of anti-kickback statutes, money laundering and aggravated identity theft. Court documents reveal that the defendants participated in alleged schemes to submit claims to Medicare and Medicaid for treatments that were medically unnecessary and often never provided. In many cases the schemes included patient recruiters, Medicare beneficiaries and other co-conspirators allegedly being paid cash kickbacks in return for supplying beneficiary information to providers so the providers could then submit fraudulent bills. The Medicare Fraud Strike Force operations are part of the Health Care Fraud Prevention & Enforcement Action Team, an initiative between the Departments of Justice and Health and Human Services to prevent and deter fraud and enforce anti-fraud laws around the country. The fraud cases recently announced are being prosecuted and investigated by the Medicare Fraud Strike Force team and various state U.S. Attorney's Offices located where alleged fraud took place.

<http://www.justice.gov/opa/pr/national-medicare-fraud-takedown-results-charges-against-243-individuals-approximately-712>

**House Committee Advances Legislation That Voices Support for "State Health Board Compacts":** On May 21, the House Energy and Commerce Committee voted 51-0 to advance H.R. 6, the 21<sup>st</sup> Century Cures Act, a bill that aims to expedite the Food and Drug Administration's

(FDA) drug and medical device approval processes as well as remove barriers restricting certain medical trials in the U.S. The bill also includes a section on telehealth (p. 274) where legislators voice support for “state health board compacts” such as the Nurse Licensure Compact and clarified that health care providers should be licensed in the physical location of the patient. Over the next month, other committees may consider the legislation before it heads to the House floor for consideration by the full chamber.

<http://energycommerce.house.gov/press-release/21st-century-cures-act>

**Study Finds Prescription Drug Monitoring Programs (PDMPs) Difficult to Access:** A national survey study found a variety of problems affecting the use of state-based PDMPs. Questionnaires about experiences with and beliefs about PDMPs were mailed to a random sample of 1,000 practicing primary care physicians (PCPs), with 420 completed surveys being returned. Survey results showed that 72 percent of PCPs were aware of their state’s PDMP, and among those aware, 87 percent had used the PDMP to examine their patient’s history of drug use. Study researchers note that this statistic is troubling because 13 percent of physicians who were aware of their state’s PDMP weren’t using it. Of all PCPs surveyed, only 53 percent had used a PDMP to examine a patient’s prescription drug history. The most commonly cited barrier reported by those with access to a PDMP was the time-consuming nature of the data retrieval. Other barriers cited included a format that was hard to understand and that there were not enough patients for which the information was needed. According to study researchers, these findings suggest that the PDMP goals are being met to some extent, however the results also demonstrate important knowledge gaps and access barriers. They advise that these barriers be addressed through state-level strategies, including more physician education, outreach and legal mandates for use of PDMPs.

<http://content.healthaffairs.org/content/34/3/484.abstract?=&right>

## **STATE ISSUES**

**Health Professions Council:** The Health Professions Council (HPC) met on June 15, 2015 for its regular quarterly meeting. The Pharmacy Board announced a meeting for stakeholders on July 13, 2015 regarding the prescription drug monitoring program (SB 195). Reports from several committees were presented with discussion of opportunities for sharing information on best practices, resources and training,

## **BOARD ISSUES**

**BON Bulletin Articles** : The July issue of the *Board of Nursing Bulletin* contains: 1.) an article announcing the Board’s approval of nine additional certifications for continuing competency; 2.) a Nurses on Guard article on creating a Culture of Safety; and 3.) an article on results of a customer service survey of the Board’s Newsletter, Website, Facebook Page and Webmaster Inquiries.

**Board Development:** The July meeting will not include a Board Development session due to the expectation of new board member appointments and the orientation that will be mandatory if new members are appointed prior to the July meeting.

## AGENCY ISSUES

**Space Needs for New Staff:** Two meetings have been held with the Texas Facilities Commission to discuss the Board's space needs for new staff beginning September 1, 2015. Although a specific plan has not been shared with staff at this time, we anticipate having additional space within the Hobby Building. An update will be provided at the Board meeting.

**Modifications to Applications:** Staff have made changes to licensure applications including changes to the question pertaining to mental illness which now reads:

*In the past five (5) years have you been diagnosed with or treated or hospitalized for schizophrenia and/or psychotic disorder, bipolar disorder, paranoid personality disorder, antisocial personality disorder, or borderline personality disorder which impaired or does impair your behavior, judgment, or ability to function in school or work?*

*(You may answer "No" if you have completed and/or are in compliance with TPAPN for mental illness OR you've previously disclosed to the Texas Board of Nursing and have remained compliant with your treatment regime and have had no further hospitalization since disclosure.)*

**Nursing Jurisprudence Examination:** The Jurisprudence examination required for initial licensure by Texas Occupations Code Section 301.252, License Application, was implemented in September 2008. Those applying for initial licensure by exam or endorsement **after** September 1, 2008 must pass the Jurisprudence Exam in order to be eligible for licensure.

Also, pursuant to recent rule amendments, nurses who have not been current in Texas for four or more years, must complete the Jurisprudence Examination prior to reinstatement. Attached are statistics for Jurisprudence exam takers for past 3 fiscal years including through the third quarter of Fiscal Year 2015. **(See Attachment A).**

Staff continue working with a psychometrician to update the Jurisprudence Examination.

**Business Continuity/Continuity of Government Planning (COOP):** The State of Texas must be prepared to ensure the continuing performance of critical government functions under all conditions, including emergencies that disrupt normal operations. This capability depends on effective continuity planning that identifies critical functions; identifies the personnel, facilities, and other resources required to continue delivery of those functions; and ensures those resources will be available when needed through coordination with partners and stakeholders. Requirements for state agency continuity planning are established in the Texas Labor Code (Section 412.054), with additional information on information security rules related to information security standards in Rule §202.24 of the Texas Administrative Code. The Texas BON is required to have an employee that has been certified and would serve as the agency continuity coordinator. Then, we are to have our continuity coordinator review the agency's current plan, compare it to the Federal Emergency Management Agency COOP standards and revise our plan as needed to meet these new standards. We must submit to the State Office of Risk Management (SORM) at least two things: (1) our agency's revised plan; and, (2) a form created by SORM, called a cross-walk, where next to each standard we must list where that information is located in our plan. Other documents may be required, such as an Memorandum Of Understanding with another agency, depending upon the content of our plan. Once our information is submitted, SORM will evaluate the plan based on the standards in the cross-walk and tell us if we are in compliance and provide feedback on how our

plan could be improved. The first deadline for submitting initial information was October 31, 2014. We submitted part of the requirements on that date and received the initial response from SORM at this time. The Texas Board of Nursing, The Texas Medical Board and the Texas State Board of Pharmacy partnered to hire a part-time staff member with the sole essential function of completing this process. The staff member worked with BON staff and the report has been submitted. When the report is approved, internal training and the first phase of testing will be completed.

**National Council of State Boards of Nursing (NCSBN) Projects:** Staff continues the BON on boarding process for the new NCSBN data base system, Optimal Regulatory Board System, ORBS, (formally known as ROMs) system. The Business analyst completed mapping of all the BON business processes. The Texas Board of Nursing is in the que and expects to begin on-boarding process in 2016.

### **Information Technology Updates:**

This 3<sup>rd</sup> quarter the IT department has been focusing on security; maintaining equipment, software and functions; and testing.

- Added new APRN focus areas to the Nurse Program and website for license verification
- Added new Enforcement Case types
- Finalized the Deal with TWC and DIR to add redundant line to the agency at no charge
- Attended the 2 day -DIR-Information Security Forum
- Created and updated a working prototype of the BON- Intranet
- Update to the web application status lookup for 6 month permits
- Moved to production with the helpdesk using the DIR-VoIP phones
- Completed the DIR penetration testing and network security scans
- Worked with HPC to create new Education Dashboard
- Updated the server to perform in a more secure manor
- Laid the groundwork for expanding the BON systems
- Partnered with TMB to create a continuity plan

**Website:** The following are changes that have been made to the website for the third quarter of the fiscal year

- Multiple job postings
- Added new section to the Education Page – Education Newsletter
- Update to VN Nursing Education Programs
- Update to RN Nursing Education Programs
- Updated BON Position Statements
- Added new content for Enforcement - Alternatives to “Traditional Discipline in ~~Certain~~ Situations”
- Added March E&D agenda
- Update to Education Guideline 3.1.1.f
- Updated 2015 Providers of CE courses for discipline list
- Updated 5-year NCLEX-RN pass rate
- Posted BON statistics for 3<sup>rd</sup> quarter
- Posted updated Discipline and Imposters
- Posted April Board Meeting Agenda
- Revised Communication to Licensees under board orders requiring drug testing
- Changed text to FAQ education page
- Updated to the Remedial Education Course lists
- Updated Nurse Licensure Compact page

- Added APRN focus area titles to online instructions
- Added FAQ for Senate Bill 406
- Posted May E&D agenda
- Updates to Rules and Regulations
- Updated Enforcement form "INSTRUCTIONS FOR COMPLETING THE PETITION FOR REINSTATEMENT OF LICENSE"
- Posted update CEU brochure on the website
- Posted new Education Dashboard that visually shows the school programs

Key Meetings and Presentations: by the Executive Director and Staff since the last Board meeting. (Does not include internal meetings with staff).

**Executive Director**

*Conference:* Attend Federation of State Medical Boards Meeting, April 23-24, 2015, Fort Worth

*Meeting:* NCSBN CEO Search Committee, April 27, 2015, Washington, D.C.

*Meeting:* NCSBN and the Canadian Provinces, April 30, 2015, Toronto, Canada

*Meeting:* NCSBN Special Called Delegate Assembly, May 4, 2015, Chicago

*Meeting:* NCSBN Board of Directors, May 5-7, 2015, Chicago

*Conference Call:* Nurse Licensure Compact Administrators Meeting, May 12, 2015

*Conference Call:* Texas Team Practice Committee, May 15, 2015

*Conference:* Attend and Speak at National Association of Boards of Pharmacy Meeting, New Orleans, May 17-19, 2015

*Meeting:* NCSBN CEO Search Committee, May 27, 2015, Washington, D.C.

*Meeting:* Sunset Orientation Meeting, June 3, 2015, Austin

*Conference Call:* Texas Center for Nursing Workforce Studies, June 3, 2015

*Meeting:* Staff Sunset Planning Meeting, June 5, 2015, Austin

*Meeting:* Texas Facilities Commission to discuss space needs in the Hobby Building, June 10, 2015, Austin

*Meeting:* Health Professions Council Quarterly Meeting, June 15, 2015, Austin

*Conference:* Attend and Speak at the CLEAR International Congress, June 25-26, 2015, Amsterdam

*Meeting:* Texas Nurses Association, July 2, 2015, Austin

*Meeting:* Texas Facilities Commission to discuss space in the Hobby Building, July 9, 2015, Austin

*Meeting:* Staff Sunset Planning Meeting, July 10, 2015, Austin

*Conference Call:* KSTAR Pilot Meeting with BON and KSTAR staff, July 15, 2015

*Conference Call:* Washington State Commission on Nursing to discuss APRN Compact, July 16, 2015

*Meeting:* KSTAR Pilot IRB meeting with KSTAR staff, July 20, 2015, Austin

### **General Counsel**

*Meeting:* TPAPN Spring Workshop, April 10-11, 2015, Austin

*Presentation:* KENS TV Interview, Re: BON's disciplinary matrix and policies for news report, "S.A. nurses keeping licenses despite multiple criminal convictions," April 15, 2015, Austin

*Presentation:* Texas Health Care Association Spring Conference, *Nursing Jurisprudence and Ethics*, April 22, 2015, Austin

*Conference Call:* with Baptist Children's Services, Re: Delegation to UAP, May 4, 2015

*Meeting:* Eligibility & Disciplinary Advisory Committee, May 11, 2015, Austin

*Meeting:* with Seth Freed Wester, Senior Fellow Schuster Institute Journalism, Re: LVN Scope of Practice in federal correctional settings in Texas, May 20, 2015, Austin

*Conference Call:* KSTAR Weekly Update, May 20, 2015

*Conference Call:* KSTAR Weekly Update, June 1, 2015

*Presentation:* NCSBN Discipline Case Management Conference, *Use of Expert Witnesses During Hearings*, June 2, 2015, Indianapolis, IN

*Meeting:* Citizen Advocacy Center (CAC) Dental Meeting, *WHO'S SMILING NOW – How Will the Supreme Court's Teeth Whitening Decision Affect Regulation of the Professions*," June 23, 2015, via live webinar

*Conference Call:* KSTAR Weekly Update, June 24, 2015

*Meeting:* Eligibility & Disciplinary Advisory Committee, June 29, 2015, Austin

### **Director of Operations**

*Meeting:* NCSBN Leadership Succession Committee, April 14-16, Chicago

*Meeting:* NCSBN Delegate Assembly, May 4, 2015, Chicago

*Presentation:* Tarrant County Public Health Nurses, May 20, 2015 Fort Worth

*Meeting:* Sunset Advisory Commission, June 3, 2015, Austin

*Meeting:* LBJ School of Public Affairs, June 4, 2015, Austin

*Presentation:* New Deans and Directors, June 17, 2015, Austin

*Meeting:* Health Professions Council - Sunset Meeting, June 23, 2015, Austin

*Presentation:* Texas League of Vocational Nurses, June 27, 2015, Bay City, Texas

*Meeting:* Texas State Human Resource Association, July 8, 2015, Austin

**Director of Enforcement**

*Meeting:* TPAPN 3<sup>rd</sup> Party Referral Reviews with TPAPN staff, April 23, 2015, Austin

*Conference:* Council on Licensure, Enforcement and Regulation (CLEAR), April 27-29, 2015, Raleigh, NC

*Meeting:* TPAPN 3<sup>rd</sup> Party Referral Reviews with TPAPN staff, April 30, 2015, Austin

*Conference Call:* KSTAR Meeting, May 6, 2015

*Meeting:* TPAPN 3<sup>rd</sup> Party Referral Reviews with TPAPN staff, May 8, 2015, Austin

*Meeting:* E&D Advisory Committee Meeting, May 11, 2015, Austin

*Presentation:* NCSBN Discipline Case Management Conference, June 3, 2015, Indianapolis, IN

*Presentation:* Deans, Director and Coordinators Orientation, June 17, 2015, Austin

**Director of Nursing and Nursing Consultants**

*Presentation:* Texas League for Nursing Conference, April 23-24, 2015, Round Rock

*Meeting:* NCSBN NCLEX Item Review Subcommittee, April 27-29, 2015, Chicago, IL

*Conference Call:* Texas Team Advancing Education Committee, 27, 2015

*Webinar:* Nursing in Community IDD Programs, Part IV- Nursing and HCS and TxHmL Policies and Regulations, April 27, 2015

*Virtual Conference:* National Committee of State Boards of Nursing (NCSBN)- Regulatory Perspective in Pre-licensure Distance Education Programs, April 28-May 1, 2015

*Meeting:* Annual National Patient Safety Foundation Patient Safety Congress, April 30, 2015, Austin

*Presentation:* Texas Department of State Health Services (DSHS), May 05, 2015, Plainview

*Webinar:* American Nurses Association (ANA)- My Patient, My Code, My Practice: Ethical Decision-making and Action, May 07, 2015

*Meeting:* Senate Bill 1857 Advisory Committee Meeting, May 08, 2015, Austin

*Meeting:* Board Nursing Education Consultants and Texas Center for Nursing Workforce Studies, May 12, 2015, Austin

*Conference Call:* NCSBN Education Network, May 12, 2015

*Meeting:* Choosing Wisely Steering Committee, May 14, 2015, Austin

*Meeting:* Texas Team Practice Committee, May 15, 2015, Virtual Meeting

*Meeting:* Department of Aging and Disability Services (DADS), Texas Board of Nursing (BON)-SB 1857 LVN On-Call Pilot, Deceased Individuals Reviews, May 20, 2015, Austin

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot May 20, 2015

*Presentation:* LVN Scope of Practice, May 21, 2015, Webinar

*Meeting:* Mentorship and Diversity in Nursing Education, Practice and Leadership, May 27, 2015, Virtual Meeting

*Meeting:* Impact of the IOM Report *The Future of Nursing: Leading Change, Advancing Health*, May 28, 2015, Webcast

*Conference Call:* NCSBN APRN Knowledge Network, May 28, 2015

*Meeting:* DADS/BON SB 1857 LVN On-Call Pilot, Deceased Individuals Reviews, May 29, 2015, Austin

*Meeting:* Perinatal Advisory Committee, June 01, 2015, Austin

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot , June 01, 2015

*Meeting:* Texas Peer Assistance Program for Nurses (TPAPN) Advisory Committee, June 05, 2015

*Presentation:* Protecting Your Patients and Your Practice, June 08, 2015, Lubbock

*Presentation:* Protecting Your Patients and Your Practice, June 10-11, 2015, Houston

*Conference:* National Forum of State Nursing Workforce Centers, June 09-12, 2015, Denver, CO

*Conference Call:* NCSBN Education Knowledge Network, June 10, 2015

*Meeting:* Senate Bill 1857 LVN On-Call Pilot BON/DADS Staff Meeting, June 12, 2015, Austin

*Presentation:* Texas School Nurse Administrators Annual Conference, June 15, 2015, Austin

*Meeting:* Texas Higher Education Coordinating Board, Texas Board of Nursing (BON), Texas Workforce Commission, June 15, 2015 , Austin

*Presentation:* New Deans, Directors, and Coordinators Orientation, June 17, 2015, Austin

*Conference:* Healthy Texas Mothers and Babies, June 22-24, 2015, Houston

*Conference Call:* Texas Team Advancing Education Committee, June 22, 2015

*Meeting:* Texas Nurses Association, June 24, 2015, Austin

*Meeting:* DADS, BON, Texas Association of Vocational Nurse Education (TAVNE)- LVN Education Toolkit, June 24, 2015, Virtual Meeting

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot Nursing, BON, June 24, 2015

*Conference Call:* NCSBN Practice Knowledge Network, June 25, 2015

*Presentation:* Education Information Session, June 30, 2015, Austin

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot IRB, July 01, 2015

*Meeting:* DADS/TAVNE: VN Educator Toolkit, July 07, 2015, Virtual Meeting

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot, July 08, 2015

*Presentation:* APRN Application Process, July 09, 2015, Webinar

*Meeting:* National Patient Safety Foundation- Professional Learning Series, July 15, 2015, Webcast

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot IRB, July 15, 2015

*Conference Call:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot, July 15, 2015, Austin

*Conference Call:* NCSBN Practice, July 16, 2015

*Meeting:* Texas A&M College of Nursing/RCHI/ BON KSTAR Nursing Pilot IRB, July 20, 2015, Austin

*Meeting:* eStrategy, July 22, 2015, Austin

*Meeting:* DADS, BON- SB 1857 LVN On-Call Pilot, Deceased Individuals Reviews, July 22, 2015, Austin

Quarterly Statistics Where Executive Director Closed Cases in Compliance with Board Policy:

**Case Resolution Report**  
**March 1, 2014 through May 31, 2015**

<b>Type of Action</b>	<b>Total</b>
No Jurisdiction	3
No Violation	1
No Action	592
Insufficient Evidence	176
Admonish	72
Without Prejudice	1293
TPAPN Referrals	93
EEP Referrals	18
Corrective Actions	78
<b>Totals</b>	<b>2,326</b>

Quarterly Statistics Where Executive Director Ratified Temporary Suspension Cases in Compliance with Board Policy:

**Temporary Suspension Case Resolution Report**  
**March 1, 2015, through May 31, 2015**

<b>Type of Action</b>	<b>Total</b>
Voluntary Surrender	4
Enforced Suspension	3
Enforced TPAPN	1
Suspend/Probate	1
Reprimand with Stipulations	1
<b>Totals</b>	<b>10</b>

**Quarterly Statistics Where Executive Director Ratified Requests for Exception in Compliance with Board Policy:**

**REQUESTS FOR EXCEPTION TO A PREVIOUSLY ISSUED AGREED ORDER  
March 1, 2015 through May 31, 2015**

Total Number of Requests Received	37
Number of Requests Resolved	16
Number of Requests Granted by Executive Director	6
Number of Requests Granted by Eligibility and Disciplinary Committee	1
Number of Requests Denied by Eligibility and Disciplinary Committee	4
Number of Requests Denied Pursuant to Board's Guidelines for Exceptions to Existing Board Orders	2
Number of Requests Pending	52

**Cases Where Executive Director Offered and Entered Ordered Orders in Compliance with Board Policy:**

**LVN DISCIPLINARY ORDERS**

Time frame: March 1, 2015, through May 31, 2015

<b>DISCIPLINARY</b>	
1 3	<p><b>FINE WITH REMEDIAL EDUCATION</b></p> <ul style="list-style-type: none"> <li>8 Submitted an Application/Renewal Document in which false, deceptive, and/or misleading information was given by failing to disclose a criminal history</li> <li>5 Practiced on an expired license.</li> </ul>
1 5	<p><b>REMEDIAL EDUCATION</b></p> <ul style="list-style-type: none"> <li>1 Disciplinary Action taken in another state</li> <li>1 Convicted of misdemeanor offense Harassment-Domestic Violence</li> <li>1 Failed to document or accurately and completely document administration of medications; failed to follow policy and procedure for wastage</li> <li>1 Intentionally frightened patient in that she put on a mask and stood outside patient's window and looked inside</li> <li>1 Failed to document change of condition; failed to document administration of fluid bolus; failure to document vital signs taken</li> <li>1 Administered Hydromorphone and Lorazepam without verifying dosage with physician orders in medical records</li> <li>1 Left patient without adequate supervision</li> <li>1 Practiced outside scope as a Licensed Vocational Nurse</li> <li>1 Failed to assess patient when she complained of leg cramps</li> <li>1 Failed to clarify a physicians order to administer Zyprexa by injection as needed</li> <li>1 Administered Ativan by intramuscular injection without a physicians order</li> <li>1 Inappropriately contacted a family member of a patient by telephone</li> <li>1 Failed to protect confidential patient information when she permitted her significant other to type an entry into the electronic medical record</li> <li>1 Failed to document in the medical record that a peripheral intravenous (PIV) catheter was placed in the patient's left lower arm; failed to remove tourniquet during placement of the PIV catheter</li> <li>1 Failed to ensure nursing staff adequately skin of patient</li> </ul>
1 2	<p><b>TPAPN CONFIDENTIAL BOARD ORDER</b></p> <ul style="list-style-type: none"> <li>1 Lacked fitness to practice in that she entered the San Antonio military Medical Center for Intensive Outpatient Behavioral Health Program</li> <li>1 Convicted of Driving While Intoxicated (x2)</li> <li>1 Failed to disclose Assault-Family Violence; failed to disclose hospitalization and diagnosis of Bipolar Disorder and psychotic episodes</li> <li>1 Convicted of Driving While Intoxicated; failed to disclose DWI; failed to disclose DWI 2<sup>nd</sup>; convicted of DWI</li> <li>1 Misappropriated Norco 10/325 mg, or failed to take precautions to prevent the misappropriations; placed a prescription sign out sheet that contained confidential health information in her purse and transported it to her residence</li> <li>1 Convicted of Driving While Intoxicated; failed to disclose DWI</li> <li>1 Convicted of Driving without a License, DWI, Prostitution; self-disclosed diagnosed with bipolar disorder and she was attempting suicide which resulted in DWI charge</li> <li>1 Misappropriated Hydrocodone for personal use</li> <li>1 Withdrew Morphine Sulfate 15mg, Hydrocodone 10mg/325mg, and Hydrocodone 5/325 in excess of physician's order; administered medication in excess of physician's orders; failed to document; failed to follow policy and procedure for wastage; misappropriated Morphine Sulfate 15mg, Hydrocodone 10mg/325mg, and Hydrocodone 5/325mg; failed to take precaution to prevent misappropriations</li> </ul> <p><b>TPAPN ENFORCED SUSPENSION BOARD ORDER</b></p> <ul style="list-style-type: none"> <li>1 Misappropriated narcotics belong to facility; failed to take precautions to prevent misappropriations; failed to repay TGSL; lacked fitness to practice and was treated for a Mental Health Disorder and Opioid Dependence, Continuous</li> <li>1 Charged with DWI; convicted of DWI</li> <li>1 Signed out narcotics but failed to document medications; signed out Norco without physician's order; lacked fitness to practice; told her employer she had been very depressed and had suicidal thoughts</li> </ul>

4	<b>VOLUNTARY SURRENDER</b>
5	<ul style="list-style-type: none"> <li>21 Submitted a statement voluntarily surrendering their license to practice nursing</li> <li>1 Deferred Adjudication Felony Endangering by Negligence</li> <li>1 Conviction Felony Bribery and Wire Fraud</li> <li>1 Verbally abusing Patient</li> <li>1 Physically abusing Patient</li> <li>2 Deferred Adjudication Felony Injury to a Child</li> <li>1 Intemperate use of Oxymorphone</li> <li>1 Misappropriated nursing supplies</li> <li>1 Failed to assess, obtain vital signs, perform neurological status check and monitor patient</li> <li>2 Conviction Misdemeanor DWI</li> <li>1 Conviction Felony Obtain Drugs by Fraud</li> <li>1 Conviction Misdemeanor Alter a Prescription</li> <li>1 Conviction Felony Endangering a Child</li> <li>1 Conviction Misdemeanor Assault</li> <li>1 Conviction Misdemeanor DWLS</li> <li>1 Deferred Adjudication felony Tamper Evidence-Intent Impair</li> <li>1 Failed to recognize, respond to, and report the marked cardiac rhythm changes of a Patient</li> <li>1 Disciplinary action taken by another Licensing Authority</li> <li>1 Obtained (755) tablets of Hydrocodone and (130) tablets of Tramadol, through telephonically communicated prescriptions using the name and DEA number of Rolando Vega, M.D.</li> <li>4 Non-compliance with previous Board Order</li> </ul>

**LVN ENDORSEMENT/PETITIONER DISCIPLINARY ORDERS**

Time frame: March 1, 2015, through May 31, 2015

<p>3 8 8</p>	<p><b>APPLICANTS/ PETITIONERS</b></p> <ul style="list-style-type: none"> <li>6 Non disclosure of Criminal History or Disciplinary Action on Application for Licensure by Examination</li> <li>1 Deferred judgment for state jail felony Forgery By Possession of a Check with Intent to Pass</li> <li>2 Convicted of state jail felony Theft of Property &gt;=\$1500 &lt;\$20K and misdemeanor Theft \$50 - \$500</li> <li>1 Deferred judgment for felony Tampering with Government Record</li> <li>1 Convicted of felony Possession with Intent to Distribute Approximately 3.9 Kilograms of Cocaine</li> <li>1 Convicted of misdemeanor Theft and Resisting an Officer</li> <li>1 Convicted of three counts of misdemeanor Theft - \$50 - \$500</li> <li>1 Convicted of third degree felony Pass Forged Check and misdemeanor Theft of Property &gt;=\$50 &lt;\$500</li> <li>1 Deferred judgment for state jail felony Tampering with Government Record - Defraud/Harm and misdemeanor Theft 50 - 500</li> <li>1 Deferred judgment for two counts of misdemeanor Theft of Property \$50 - \$500</li> <li>2 Convicted of felony Burglary of a Habitation</li> <li>1 Deferred judgment for third degree felony Aggravated Assault - Deadly Weapon</li> <li>1 Deferred judgment for state jail felony Forgery of Financial Instrument</li> <li>1 Deferred judgment for state jail felony Fraud Use/Poss of Identifying Information</li> <li>1 Deferred judgment for state jail felony Burglary of a Building</li> <li>1 Deferred judgment for class A misdemeanor Theft: Transfer of Financial Information</li> <li>1 Deferred judgment for felony Tamper w/Government Record and Possession of a Controlled Substance - Cocaine</li> <li>1 Diagnosed with Bipolar II Disorder</li> <li>2 Entered treatment for Substance Abuse</li> <li>1 Convicted of felony Obtaining Assistance by Theft</li> <li>1 Convicted of DWLS and deferred judgment for second degree felony Burglary of Habitation with Intent to Commit Assault</li> <li>1 Convicted of misdemeanor Domestic Battery; Reckless - ALC/Drug Related; Assault and Impaired Driving</li> <li>1 Deferred judgment of misdemeanor Theft of Property; deferred judgment of misdemeanor Driving While Intoxicated</li> <li>1 Diagnosed with Schizoaffective Disorder</li> <li>1 Deferred judgment for class A misdemeanor Fail to ID False Info Fug</li> <li>1 Convicted of state jail felony Forgery and misdemeanor Driving While License Invalid</li> <li>1 Deferred judgment fo misdemeanor Assault - Bodily Injury and state jail felony Evading Arrest</li> <li>1 Deferred judgment of misdemeanor Deadly Conduct and convicted of third degree felony Possession of a Controlled Substance in Drug Free Zone</li> <li>1 Convicted of misdemeanor Theft of Property and two counts of Possession of Marijuana</li> <li>1 Convicted of misdemeanor Violation of Protective Order and Unlawfully Carrying a Weapon</li> <li>1 Pre-Trial Diversion for class A misdemeanor Assault Causes Bodily Injury - Family Member</li> <li>2 Disciplinary action taken by another Licensing Authority</li> <li>1 Convicted of misdemeanor Public Intoxication and Driving While Intoxicated</li> <li>1 Convicted of misdemeanor Assault and three counts of Possession of Marijuana</li> <li>1 Convicted of felony Unauthorized Entry of an Inhabited Dwelling and misdemeanor Possession of Marijuana</li> <li>1 Deferred judgment for third degree felony Possession of Weapon - Prohibited Places</li> <li>4 Denial of Licensure</li> <li>339 No Grounds for Denial/Youthful Indiscretion</li> </ul>
<p>5 7</p>	<p><b>ENDORSEMENTS</b></p> <ul style="list-style-type: none"> <li>3 Non disclosure of Criminal History on Application for Licensure by Endorsement</li> <li>1 Non disclosure of Pre-Trial Diversion for felony Cannabis/Poss on Application for Licensure by Endorsement</li> <li>1 Non disclosure of Disciplinary Action taken by another licensing authority on Application for Licensure by Endorsement</li> <li>3 Disciplinary action taken by another licensing authority</li> <li>1 Convicted of Theft and 2 Counts of Welfare Fraud</li> <li>1 Convicted of 2 Driving Under the Influence of Alcohol misdemeanor offenses</li> <li>1 Convicted of misdemeanor Unlawful Manufacture, Districition, Dispensing or Possession with Intent to Manufacture and Disciplinary Action taken by another licensing authority</li> <li>46 No Grounds for Denial/Youthful Indiscretion</li> </ul>

## LVN CORRECTIVE ACTION

Time frame: March 1, 2015, through May, 31, 2015

3 2	<p><b>CORRECTIVE ACTION</b></p> <ul style="list-style-type: none"> <li>1 Non disclosure of misdemeanor of Assault Causes Bodily Injury Family Violence</li> <li>1 Non disclosure of misdemeanor of Obstruct Highway-Intoxication</li> <li>1 Practicing without a current license</li> <li>1 Non disclosure of misdemeanor of Theft By Check and Driving While License Suspended</li> <li>1 Non disclosure of misdemeanor of Fail to ID To PO False Inf/F</li> <li>1 Non disclosure of misdemeanor of Driving W/Lic Inv W/Prev Conv/Susp/W/O Fin Res</li> <li>1 Non disclosure of misdemeanor of Theft \$20-\$500-Check</li> <li>1 Reusing single-use lancet</li> <li>1 Failure to document medication administration</li> <li>1 Non disclosure of misdemeanor of Driving W/License Invalid W/Prev Conv</li> <li>8 Non disclosure of misdemeanor of Driving While Intoxicated</li> <li>1 Non disclosure of misdemeanor of Theft Serv 20-500</li> <li>2 Non disclosure of misdemeanor of DWI W/BAC 0.15 Or Higher</li> <li>1 Non disclosure of misdemeanor of Simple Assault</li> <li>1 Non disclosure of misdemeanor of Disorderly Conduct</li> <li>1 Failure to verify prescription</li> <li>1 Non disclosure of misdemeanor of Theft By Check</li> <li>1 Non disclosure of felony of Agg Asslt W/Deadly Weapon</li> <li>1 Failure to reconcile physician orders and administer medication</li> <li>1 Failure to intervene and assess</li> <li>1 Failure to accurately waste medication</li> <li>1 Inappropriately provided name and number of personal friend wanting to adopt to post-partum patient</li> <li>1 Failed to completely and accurately document hydrocodone withdrawal from Omnicell</li> <li>1 Failed to secure patient's Clonazepam tablets</li> </ul>
7	<p><b>ENDORSEMENTS</b></p> <ul style="list-style-type: none"> <li>1 Non disclosure of misdemeanors of Fraud-Insuff Funds Check and Worthless Check</li> <li>1 Non disclosure of misdemeanor of Driving on Susp/Revoked License</li> <li>1 Non disclosure of misdemeanor of Worthless Check</li> <li>1 Non disclosure of misdemeanors of Drug Paraphernalia Violation, Marijuana-Transport and/or Sell, and Compounding</li> <li>1 Non disclosure of misdemeanor of Negligent Driving and Under the Influence</li> <li>1 Non disclosure of misdemeanor of Simple Battery</li> <li>1 Non disclosure of misdemeanor of Theft Over \$20 But Under \$200</li> </ul>
3	<p><b>APPLICANTS/ PETITIONERS</b></p> <ul style="list-style-type: none"> <li>1 Non disclosure of misdemeanor of Driving While License Invalid</li> <li>1 Non disclosure of misdemeanor of Public Peace and Public Intoxication</li> <li>1 Non disclosure of misdemeanor of Disorderly Conduct</li> </ul>

## LVN DEFERRED DISCIPLINE

Time frame: March 1, 2015, through May 31, 2015

	NONE
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Cases Where Executive Director Offered and Entered Ordered Orders in Compliance with Board Policy:

## RN DISCIPLINARY ORDERS

Cases Where Executive Director Offered and Entered Ordered Orders in Compliance with Board Policy:

Time frame: March 1, 2015, through May 31, 2015

DISCIPLINARY	
1 4	<p><b>FINE WITH REMEDIAL EDUCATION</b></p> <ul style="list-style-type: none"> <li>8 Submitted an Application/Renewal Document in which false, deceptive, and/or misleading information was given by failing to disclose a criminal history</li> <li>4 Practiced on an expired license.</li> <li>1 Failed to follow policy and procedure regarding physical holds - slapped a patient</li> <li>1 Stole from a hospital</li> </ul>
3 2	<p><b>REMEDIAL EDUCATION</b></p> <ul style="list-style-type: none"> <li>1 Left unit without giving handoff report</li> <li>1 Administered Fentanyl in excess of physicians order</li> <li>1 Misappropriated property belonging to the facility for personal use</li> <li>3 Failed to document or accurately and completely document administration of medications; failed to follow policy and procedure for wastage</li> <li>1 Failed to submit the skilled nursing visit (SNV) notes from all visits completed</li> <li>1 Failed to document a verbal order; failed to administer Lasix as ordered</li> <li>1 Made several unwanted advances toward staff</li> <li>1 Failed to document a reassessment</li> <li>1 Failed to obtain the weekly Vancomycin trough level as ordered; failed to follow up to ensure trough level was drawn while in hospital; did not inquire what level was prior to administering next dose</li> <li>1 Verbally abusive and threatening toward arresting officer</li> <li>1 Failed to appropriately intervene and timely notify the appropriate individuals, including the Police</li> <li>1 Verbally abused patient and threatened to hit patient</li> <li>1 Privilege to Practice nursing in the State of Tennessee was Revoked</li> <li>1 Failed to provide complete and/or accurate answers to questions on renewal application</li> <li>1 Failed to administer Hydromorphone as ordered; inappropriately documented administration of Hydromorphone</li> <li>2 Failed to adequately document assessments performed and vital signs completed; failed to document provider orders in the medical record and electronic medical record</li> <li>1 Failed to appropriately dispose of Fentanyl; failed to report needle stick to a physician; failed to document assessment of patient</li> <li>1 Incorrectly document in the medical record</li> <li>1 Engaged in conduct which violated the professional boundaries of the nurse-client relationship</li> <li>1 Submitted an unobserved specimen for body fluid testing in violation of the Board's Body Testing Guidelines</li> <li>1 Failed to clarify a physicians order to administer Zyprexa by injection as needed</li> <li>1 Administered Ativan by intramuscular injection without a physicians order</li> <li>1 Inappropriately contacted a family member of a patient by telephone</li> <li>1 Failed to protect confidential patient information when she permitted her significant other to type an entry into the electronic medical record</li> <li>1 Failed to ensure updated medical information regarding patient was included in the Comprehensive Nursing Assessment</li> <li>1 Failed to document a procedural "time-out" in the medical record</li> <li>1 Failed to document in the medical record that a peripheral intravenous (PIV) catheter was placed in the patient's left lower arm; failed to remove tourniquet during placement of the PIV catheter</li> <li>1 Failed to ensure nursing staff adequately skin of patient</li> <li>1 Became angry with co-worker and tossed elevator keys, which landed on bed and struck patients bandaged leg</li> </ul>

5	<b>VOLUNTARY SURRENDER</b>
5	<ul style="list-style-type: none"> <li>22 Submitted a statement voluntarily surrendering license to practice nursing</li> <li>1 Administered nerve block to wrong eye</li> <li>1 Intemperate use of Fentanyl</li> <li>1 Patient Abuse (Slapped Patient)</li> <li>1 Failed to document medical record</li> <li>3 Inaccurate medication reconciliation in the medical record</li> <li>1 Lacked fitness to practice nursing in that she exhibited abnormal behavior</li> <li>1 Lacked fitness to practice nursing in that she was found sleeping during her shift</li> <li>1 Lacked fitness to practice nursing in that she was exhibiting impaired behavior while on duty</li> <li>1 Intemperate use of Oxazepam &amp; Nordiazepam</li> <li>2 Intemperate use of Oxymorphone</li> <li>1 Deferred Adjudication Felony Execution of a Document by Deception</li> <li>1 Failed to document, or completely and accurately document the administration of medication in the MAR and/or Nurse's Notes</li> <li>1 Failed to follow policy and procedures for wastage of any unused portion of medications</li> <li>1 Falsely documented the administration of medication</li> <li>1 Misappropriated Hydrocodone, Carisoprodol, Morphine, Alprazolam and Oxycodone</li> <li>1 Administered Morphine and Carisoprodol in excess frequency</li> <li>2 Conviction Misdemeanor Driving Under the Influence of Alcohol</li> <li>2 Conviction Misdemeanor DWI</li> <li>1 Conviction Misdemeanor DUI/Alcohol-Less Safe</li> <li>1 Failed to recognize, respond to, and report the marked cardiac rhythm changes of a Patient</li> <li>1 Obtained (755) tablets of Hydrocodone and (130) tablets of Tramadol, through telephonically communicated prescriptions using the name and DEA number of Rolando Vega, M.D.</li> <li>5 Disciplinary action taken by another Licensing Authority</li> <li>2 Non-compliance with previous Board Order</li> </ul>

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**TPAPN CONFIDENTIAL BOARD ORDER**

- 1 Misappropriated Morphine and Hydromorphone
- 1 Lacked fitness to practice
- 1 Failed to document, misappropriated of Hydrocodone, Oxycodone, Tramadol, Carisoprodol, Lorazepam and Hydromorphone; failed to follow facility's policy and procedure for wastage; Arrested for Diversion of controlled substance
  - 1 Failed to document administration of Demerol; Failed to follow policy and procedure for wastage; Falsely documented; Lacked of fitness
  - 1 Admitted for admitted for alcohol abuse
  - 1 Failed to document pain assessments in patient medical records; administered Hydrocodone to patient in excess of physicians order
    - 1 Called in a prescription for hydrocodone without a valid physician's order or authorization; Requested a blister package of oxycodone 15mg and hydrocodone which were later found empty in the destruction cabinet; misappropriated oxycodone and hydrocodone; failed to maintain and secure medications and controlled substances intended to be destroyed
    - 1 Withdrew Hydromorphone without a valid physician's order; Failed to document administration of Hydromorphone; failed to follow facility's policy and procedure; misappropriated Hydromorphone from facility; Respondent arrived but was not scheduled to work and removed Hydromorphone from dispensing system
  - 1 Self-referred herself to TPAPN for history of two DWI's and medication errors
  - 1 Failed to disclose she was diagnosed with Major Depressive Disorder Recurrent and Anxiety Disorder
  - 1 Failsafed, unauthorized, and fraudulent telephonically communicated prescriptions, using name and Drug Enforcement Agency
  - 1 Lacked fitness to practice in that she was diagnosed and treated for a mental health condition
  - 1 Convicted of Driving While Intoxicated; received a referral to TPAPN to receive treatment and rehabilitation for substance abuse
  - 1 Lacked fitness to practice, was found lying on the floor, her speech was slurred, and she was unable to stand; was arrest for Liquor violation and resist arrest search transport

**TPAPN ENFORCED SUSPENSION BOARD ORDER**

- 1 Failed to disclose arrest of Possession Marijuana<2oz; convicted of Drug Paraphernalia, DWI
- 1 Engaged in intemperate use of Amphetamines and Marijuana; engaged in the intemperate use of Alcohol; submitted a specimen for a drug screen which produced a positive result for Ethyl Glucoronide and Ethyl Sulfate metabolites of alcohol
- 1 Engaged in intemperate use of Hydrocodone; admitted she took medication for her own use; became noncompliant with Agreed Order; misappropriated Hydrocodone
- 1 Withdrew Diazepam without a valid physician's order; failed to document; failed to follow policy procedure for wastage; misappropriated and engaged in intemperate use; Received deferred adjudication for Divert Controlled Substance for Personal Use
- 1 Withdrew two vial of Meperidine HCL 50mg without a physicians order; failed to document and administer failed to take precautions to prevent misappropriations; withdrew Demerol 75mg without a valid physician's order; failed to follow facility's policy and procedure; failed to take precautions to prevent misappropriations
- 1 Became noncompliant with Agreed Order issued by the Texas Board of Nursing
- 1 Became noncomplaint with the Agreed Order by the Texas Board of Nursing

**RN ENDORSEMENT/PETITIONER DISCIPLINARY ORDERS**

Time frame: March 1, 2015, through May 31, 2015

<p>7 4 8</p>	<p><b>APPLICANTS/ PETITIONERS</b></p> <ul style="list-style-type: none"> <li>7 Non disclosure of Criminal History or Disciplinary Action on Application for Licensure by Examination</li> <li>1 Disciplinary action taken by another licensing authority</li> <li>1 Deferred judgment for state jail felony Theft of Property of \$1500 or more but less than \$20,000</li> <li>1 Deferred judgment for misdemeanor Assault - Bodily Injury; convicted of two counts of Theft</li> <li>1 Deferred judgment for misdemeanor DWLS/INV and Theft; convicted of misdemeanor Theft and Paraphernalia</li> <li>3 Entered treatment for substance abuse</li> <li>1 Pre-Trial Diversion for misdemeanor Theft of Property and Unlawfully Carrying a Weapon</li> <li>1 Convicted of two counts of felony Credit Card Abuse</li> <li>1 Deferred judgment for misdemeanor Possession of Marijuana and third degree felony Possession of Marijuana</li> <li>1 Pre-Trial Diversion for felony Money Laundering and Tampering</li> <li>1 Convicted of three counts of misdemeanor Theft</li> <li>1 Convicted of misdemeanor Driving While Intoxicated and two counts of Possession of Marijuana</li> <li>3 Disciplinary action taken by another Licensing Authority</li> <li>1 Deferred judgment for misdemeanor Terroristic Threat</li> <li>1 Pre-Trial Diversion for third degree felony Intoxication Assault</li> <li>1 Convicted of misdemeanor Driving While Intoxicated and Possession of Marijuana</li> <li>4 Convicted of two counts of Driving While Intoxicated</li> <li>1 Convicted of misdemeanor Reckless Driving, Possession of Marijuana and Obstructing Highway Passageway</li> <li>1 Failed to check patient's emergency supplies for accuracy</li> <li>1</li> <li>1 Convicted of misdemeanor Disorderly Conduct and two counts of Assault</li> <li>1 Deferred judgment for misdemeanor Theft of Property</li> <li>1 Convicted of state jail felony Possession of a Controlled Substance , misdemeanor Assault and Possession of Dangerous Drug</li> <li>1 Exceeded Scope of Practice</li> <li>1 Deferred judgment for misdemeanor Possession of Marijuana and convicted of misdemeanor DWI</li> <li>1 Convicted of state jail felony Tamper with Government Record</li> <li>1 Deferred judgment for misdemeanor Assault Causing Bodily Injury</li> <li>1 Convicted of misdemeanor Alcohol Consumption by Minor and Public Intoxication</li> <li>1 Convicted of felony Conspiracy to Commit Money Laundering</li> <li>1 Convicted of misdemeanor Theft of Property, Battery, Evading Arrest, state jail felony Theft Over \$1500</li> <li>1 Deferred judgment for state jail felony Credit Card Abuse</li> <li>1 Deferred judgment for misdemeanor Unlawfully Carrying a Weapon and third degree felony Forged Check</li> <li>1 Convicted of misdemeanor driving While Intoxicated</li> <li>1 Deferred judgment for misdemeanor Driving a Motor Vehicle While Under the Influence of Alcohol and Public Intoxication</li> <li>3 Diagnosed with Bipolar Disorder</li> <li>1 Convicted of six counts of Theft by Check</li> <li>1 Deferred judgment for misdemeanor Reckless Driving; convicted of Reckless Driving and Evading Arrest</li> <li>1 Convicted of misdemeanor Driving While Intoxicated and Obstruct Hwy Passageway</li> <li>1 Convicted of misdemeanor Operate Auto Without Owner's Consent and Criminal Damage to Property</li> <li>3 Denial of Licensure</li> <li>691 No Grounds for Denial/Youthful Indiscretion</li> </ul>
<p>1 9 4</p>	<p><b>ENDORSEMENTS</b></p> <ul style="list-style-type: none"> <li>12 Disciplinary action taken by another licensing authority</li> <li>1 Diagnosed with Bipolar NOS</li> <li>1 Convicted of felony Harassment</li> <li>1 Practiced professional nursing without a valid license</li> <li>1 Convicted of felony Facilitating of Trafficking &amp; Stolen Property, felony Possession of Drug Paraphernalia, felony Attempted Possession of Dangerous Drugs and four counts of misdemeanor Prostitution</li> <li>1 Convicted twelve counts of felony Unlawfully Carrying a Controlled Substance</li> <li>1 Convicted of felony Causing Death by Dangerous Driving</li> <li>1 Deferred judgment for felony Possession of a Controlled Substance, namely Cocaine</li> <li>1 Convicted of felony Burglary</li> <li>1 Entered residential treatment for addiction</li> <li>1 Denial of Licensure</li> <li>1 Convicted of felony Attempted Hindering Prosecution in the 1<sup>st</sup> Degree</li> <li>6 Non disclosure of Criminal History or Disciplinary Action on Application for Licensure by Endorsement</li> <li>165 No Grounds for Denial</li> </ul>

**RN CORRECTIVE ACTION**

Time frame: March 1, 2015, through May 31, 2015

<p>4 7</p>	<p><b>CORRECTIVE ACTION</b></p> <ul style="list-style-type: none"> <li>1 Failure to document reason for discharge without beta blocker prescription.</li> <li>3 Non disclosure of misdemeanor of Reckless Driving</li> <li>1 Premature discontinued treatment of Incivek, Ribavirin, and Pegylated Interferon</li> <li>4 Practicing as a Registered Nurse without a current license</li> <li>2 Non disclosure of misdemeanor of Criminal Mischief&gt;\$50&lt;\$500</li> <li>1 Failure to administer Solumedrol intravenously, as ordered.</li> <li>11 Non disclosure of misdemeanor of Driving While Intoxicated</li> <li>2 Non disclosure of misdemeanor of Driving While Intoxicated BAC&gt;=0.15</li> <li>1 Failure to properly secure Roxanol after administering, and it could not be located 2 hours later</li> <li>1 Non disclosure of misdemeanor of Theft of Property&gt;=\$20&lt;\$500 By Check, Theft By Check</li> <li>1 Non disclosure of misdemeanor of Assault-Contact</li> <li>1 Inappropriately obtaining patient medical records from a former employer</li> <li>1 Non disclosure of misdemeanor of Obstruction Highway-Intoxication</li> <li>1 Non disclosure of misdemeanor of Class C Theft</li> <li>1 Failure to accurately document the administration of Demerol 25mg intravenously</li> <li>1 Erroneously administering Protonix and Invanz, which were not ordered for patient.</li> <li>1 Failure to completely document assessment and vital signs</li> <li>1 Administered son's personal medication to a patient</li> <li>1 Non disclosure of misdemeanor of Failure to Identify</li> <li>1 Inappropriate delegation of administration of immunizations to a health aid.</li> <li>1 Failure to document patient experienced itching after receiving morphine</li> <li>1 Failure to accurately document medication Administration Record of patient</li> <li>1 Failure to use appropriate technique for mixing a Saline infusion containing Heparin</li> <li>1 Non disclosure of misdemeanor of DWI 1<sup>st</sup> Offender BAC .08</li> <li>1 Administering Pitocin infusion at rate of 125 milliliters/ hour instead of physician ordered 2 milliunits/hour</li> <li>1 Failure to intervene and assess</li> <li>1 Failure to accurately waste medication</li> <li>1 Inappropriately provided name and number of personal friend wanting to adopt to post-partum patient</li> <li>1 Failed to completely and accurately document hydrocodone withdrawal from Omnicell</li> <li>1 Failed to secure patient's Clonazepam tablets</li> </ul>
<p>2 0</p>	<p><b>ENDORSEMENT</b></p> <ul style="list-style-type: none"> <li>1 Non disclosure of misdemeanor of Criminal Possession of Marijuana, Disorderly Conduct, and Unlawful Possession of Marijuana</li> <li>1 Non disclosure of misdemeanor of Reckless Driving</li> <li>1 Non disclosure of misdemeanor of Driving While Intoxicated-Alcohol and Violation of City Ordinance</li> <li>1 Non disclosure of misdemeanor of Telephone Harassment</li> <li>1 Non disclosure of misdemeanor of Larceny and Retail Fraud</li> <li>1 Non disclosure of misdemeanor of Operating a Vehicle While Intoxicated</li> <li>1 Non disclosure of misdemeanor of Driving Under the Influence of Alcohol or Drugs and Transporting an Open Container</li> <li>1 Non disclosure of misdemeanor of Theft of Property &gt;=\$50&lt;\$500</li> <li>1 Non disclosure of misdemeanor of Minor Consuming Alcohol</li> <li>1 Non disclosure of misdemeanor of Simple Possession of Marijuana</li> <li>2 Non disclosure of misdemeanor of Theft</li> <li>1 Non disclosure of misdemeanor of Reckless Operation, RS. 14:100</li> <li>1 Non disclosure of misdemeanor of DUI, Failure to Drive in Lane, and Speeding</li> <li>1 Non disclosure of misdemeanor of Driving on Suspended License</li> <li>1 Non disclosure of misdemeanor of Failure to Remain at Scene of Accident-Damage Only</li> <li>1 Non disclosure of misdemeanor of Public Intoxication</li> <li>1 Non disclosure of misdemeanor of Issuance of a Bad Check</li> <li>1 Non disclosure of misdemeanor of A-Dog-Stray</li> <li>1 Non disclosure of misdemeanor of Petit Larceny</li> </ul>
<p>9</p>	<p><b>APPLICANTS/ PETITIONERS</b></p> <ul style="list-style-type: none"> <li>1 Non disclosure of misdemeanor of Failure to Identify</li> <li>1 Non disclosure of misdemeanor of Theft By Check \$50-\$500 and Theft Prop&gt;=\$20&lt;\$500 By Check</li> <li>1 Non disclosure of misdemeanor of Theft-50-500</li> <li>1 Non disclosure of misdemeanor of DUI</li> <li>1 Non disclosure of misdemeanor of Operating While Under Influence</li> <li>1 Non disclosure of misdemeanor of Shoplifting</li> <li>1 Non disclosure of misdemeanor of Theft Over \$500 But Less Than \$1500</li> <li>1 Non disclosure of misdemeanor of Theft</li> <li>1 Non disclosure of misdemeanor of Issuance of Bad Check</li> </ul>

**RN DEFERRED DISCIPLINE**

Time frame: March 1, 2015, through May 31, 2015

1	<b>REMEDIAL EDUCATION - DEFERRED DISCIPLINE</b>
6	<ul style="list-style-type: none"><li>1 Inappropriately documented the nursing care using the electronic signature or another nurse</li><li>1 Failed to receive the safe transfer of patient by allowing a nursing assistant to drag the patient from one side of the unit to the other</li><li>1 Failed to observe sterile technique when inserting an intra-uterine device(IUD)</li><li>1 Performed an endometrial biopsy (EMB) without supervision and was not authorized</li><li>1 Failed to secure protected health information (PHI) on clinic patients</li><li>1 Failed to intervene appropriately when patient became increasingly noncompliant</li><li>1 Failed to document that patient was noncompliant with her plan of care</li><li>2 Failed to document the administration of Hydrocodone and Morphine</li><li>1 Failed to follow the facility's policy and procedure for wastage of any unused portions of medications</li><li>1 Failed to take frequent vitals signs after the intravenous administration of Metoprolol</li><li>1 Failed to document a comprehensive physical assessment</li><li>1 Failed to document the presence of a skin tear that was noted in the (PICC) line dressing change</li><li>3 Failed to document the administration of Norco</li></ul>

# Texas Board of Nursing Statistical Report: FY 2015

v2.2

Measure ID	Measure Description	Totals FY'12	Totals FY'13	Totals FY'14	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Running FY 2015 Total
<b>5</b>	<b>Education Statistics</b>								
<b>5.1</b>	<b>Nursing Jurisprudence Exam Statistics</b>								
5.1.1	Total Nursing Jurisprudence Exam taken	29,414	30,816	46,193	11754	9,515	11626		32895
5.1.1.1	Exam Not Completed (total)	1,248	1,715	14,324	3082	2,353	1116		6551
5.1.1.2	Percentage Not Completed	4.27	5.57	27.66	26.22	24.73	9.60		20.18
5.1.1.3	Did Not Pass the Exam (total)	2,509	2,384	3,910	1421	1088	1500		4009
5.1.1.4	Percentage Did Not Pass Exam	8.62	7.74	7.45	12.09	11.43	12.90		12.14
5.1.1.5	Exam Passed (Total)	25,657	26,717	27,960	7251	6,074	9010		22335
5.1.1.6	Percentage Exam Passed	87.11	86.69	64.89	61.69	63.84	77.50		67.68
5.1.2	LVN-Candidate	7,653	6,630	8,632	2023	1,783	1571		5377
5.1.2.1	Exam Not Completed	411	382	2,217	481	412	114		1007
5.1.2.2	Did Not Pass the Exam	1,051	735	1,201	369	324	385		1078
5.1.2.3	Exam passed	6,191	5,513	5,214	1173	1047	1072		3292
5.1.3	LVN-Endorsement	1,657	1,612	2,604	686	545	526		1757
5.1.3.1	Exam Not Completed	73	113	958	207	155	71		433
5.1.3.2	Did Not Pass the Exam	370	346	415	161	108	147		416
5.1.3.3	Exam passed	1,214	1,153	1,231	318	282	308		908
5.1.4	RN-Candidate	11,982	12,470	18,694	4173	3,355	5867		13395
5.1.4.1	Exam Not Completed	447	634	5,459	947	765	506		2218
5.1.4.2	Did Not Pass the Exam	430	488	1,108	355	265	469		1089
5.1.4.3	Exam passed	11,105	11,348	12,128	2871	2,325	4892		10088
5.1.5	RN-Endorsement	7,599	9,256	15,000	4555	3,572	3404		11531
5.1.5.1	Exam Not Completed	298	535	5,220	1348	955	394		2697
5.1.5.2	Did Not Pass the Exam	633	783	1,138	523	379	472		1374
5.1.5.3	Exam passed	6,668	7,938	8,642	2684	2,238	2538		7460
5.1.6	Refresher Course/Renewal Requirements	523	848	1,262	317	260	258		835
5.1.6.1	Exam Not Completed	19	51	470	99	66	31		196
5.1.6.2	Did Not Pass the Exam	25	32	48	13	12	27		52
5.1.6.3	Exam passed	479	765	744	205	182	200		587