



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file of record in the office of the Texas Board of Nursing.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 612344 §
issued to JUDY CLARK § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JUDY CLARK, Registered Nurse License Number 612344, 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 April 18, 2012, by Katherine A. Thomas, MN, RN, FAAN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree from South Plains College, Levelland, Texas, on December 1, 1994. Respondent was licensed to practice professional nursing in the State of Texas on January 24, 1995.
5. Respondent's nursing employment history includes:

1995 - 1996	Staff Nurse OB/GYN	Methodist Hospital Plainview, Texas
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Respondent's nursing employment history continued:

5/1996 - 5/1997	Staff Nurse PRN	Methodist Hospital Plainview, Texas
5/1996 - 5/2004	Staff Nurse	Lubbock State School Lubbock, Texas
3/2001 - 4/2007	Staff Nurse	Covenant Hospital Lubbock, Texas
10/2002 - 10/2004	Charge Nurse	Highland Hospital Lubbock, Texas
5/2004 - 12/2009	Ostomy Coordinator	University Medical Center Lubbock, Texas
9/2007 - 12/2009	PRN	Covenant Speciality Hospital Lubbock, Texas
12/2009 - 5/2010	Staff Nurse	Covenant Speciality Hospital Lubbock, Texas
12/2009 - Present	Private Duty Nurse	Brightstar Lubbock, Texas
12-2009 - Present	Staff Nurse	Southwest Regional Medical Lubbock, Texas

6. At the time of the initial incident, Respondent was employed PRN with Covenant Specialty Hospital, Lubbock, Texas, for two (2) years and eight (8) months, and had been employed as a staff nurse in this position for five (5) months.
7. On or about May 19, 2010, while employed as a staff nurse with Covenant Specialty Hospital, Lubbock, Texas, Respondent failed to transcribe and implement treatment orders for Patient Medical Record Numbers TA1001034 KSS & TA1001048 ALS. Respondent's conduct resulted in an incomplete medical record and was likely to injure the patient in that failure to administer medication and treatments as ordered could have resulted in non-efficacious treatment. In addition, Respondent's conduct was likely to deceive subsequent care givers who relied on the information while providing care to the patient.

8. On or about May 19, 2010, while employed as a staff nurse with Covenant Specialty Hospital, Wolfforth, Texas, Respondent administered 60 units of NPH insulin to Patient TA1001020 DLW. The order was written on May 17, 2010 to hold this insulin until further orders received. Respondent's conduct exposed the patient unnecessarily to a risk of harm from complications of hypoglycemia.
9. In response to Finding of Fact Number Seven (7), Respondent states that on May 19, 2010, it was a very chaotic and frustrating day. I have always prided myself in giving my medicines in a timely manner and giving PRN medicines within 5 minutes of them being requested. That day I ran for the whole 12 hours, and by the time I left, I was totally exhausted. The Medication Administration Record shows that on May 19, 2010 new medications orders were not transcribed. No documentation or lab results indicate that she collected the specimens and reported the results to the physician.
10. In response to Finding of Fact Number Eight (8), Respondent admits to Finding of Fact Number Nine (8). Respondent that on this day she was not able to check her charts as thoroughly as she usually does because every chart she picked up someone else needed it. Therefore, when she was checking the chart that had the hold for the 60 units of insulin, she either missed the order or never made it to the page the order was on before the chart was taken away. When she gave the insulin, the insulin was listed on the MAR and the night shift had not checked it off. The pharmacy failed to take it off, so she gave the insulin.

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)(C),(1)(D),(1)(M)&(1)(P) and 22 TEX. ADMIN. CODE §217.12(1)(A)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 612344, heretofore issued to JUDY CLARK, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that, 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(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is 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>.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives

for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form, provided by the Board, to the office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Board-approved courses may be found at the following Board website address:* <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

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

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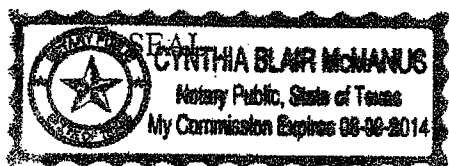
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 16th day of May, 2012.

Judy Clark
JUDY CLARK, Respondent

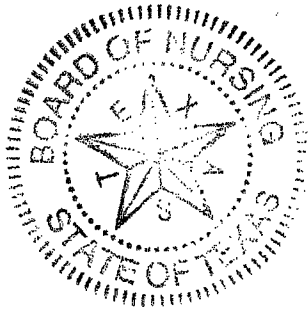
Sworn to and subscribed before me this 16th day of May, 2012.



Cynthia Blair McManus
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 16th day of May, 2012, by JUDY CLARK, Registered Nurse License Number 612344, and said Order is final.

Effective this 23rd day of May, 2012.



Katherine A. Thomas

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