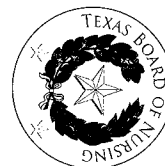


BEFORE THE TEXAS BOARD OF NURSING



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.  
*Patricia Williams*  
Executive Director of the Board

\*\*\*\*\*

In the Matter of Registered Nurse           §  
License Number 701097                       §                       REINSTATEMENT  
issued to TAI JONES                           §                       AGREED ORDER

On this day came to be considered by the Texas Board of Nursing, hereinafter referred to as the Board, the Petition for Reinstatement of Registered Nurse License Number 701097, held by TAI hereinafter referred to as Petitioner.

An informal conference was held on February 22, 2011, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Petitioner appeared in person. Petitioner was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Mary Beth, PhD, RN, Director of Nursing, Executive Director's Designee; Jena Abel, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director of Enforcement; and Diane E. Burell, Investigator.

FINDINGS OF FACT

1. Prior to institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Petitioner waived representation by counsel, notice and hearing, and consented to the entry of this Order.
3. Petitioner received an Associate Degree in Nursing from Vernon Regional Junior College, Vernon, Texas, on May 10, 2003. Petitioner was originally licensed to practice professional nursing in the State of Texas on October 23, 2003.
4. Petitioner's professional nursing employment history includes:

10/03 - 5/04	RN/Case Manager	Intrepid Healthcare Wichita Falls, Texas
--------------	-----------------	---

5/04 - 11/04	Staff Nurse	Kell West Wichita Falls, Texas
6/04 - 2/06	Director of Nursing	Cedar Falls Care Center Wichita Falls, Texas
11/04 - 5/05	Director of Nursing	Wichita Falls Care Center Wichita Falls, Texas
2/06 - 4/06	Staff Nurse	Hospice of Wichita Falls Wichita Falls, Texas
5/06 - 5/08	Unknown	
6/08 - 7/08	Staff Nurse	Crdenia Staffing assigned to Doctor's Hospital at White Rock Dallas, Texas
8/08 - 3/09	Unknown	
4/09 - 10/09	Staff Nurse	Rowlett Health and Rehabilitation Rowlett, Texas
11/09 - present	Not employed in nursing	

5. On November 20, 2008, Petitioner was issued an Agreed Order which required her to participate and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the November 20, 2008, Agreed Order, Findings of Fact, and Conclusions of Law is attached and incorporated, by reference, as part of this Order.
6. On January 19, 2010, the Board accepted the voluntary surrender of Petitioner's license to practice professional nursing in the State of Texas. A copy of the January 19, 2010, Agreed Order, Findings of Fact, and Conclusions of Law, is attached and incorporated, by reference, as a part of this Order.
7. On or about November 12, 2010, Petitioner submitted a Petition for Reinstatement of License to practice professional nursing in the State of Texas.
8. Petitioner presented the following in support of her petition:
  - 8.1. Discharge Summary, including hospitalization records from October 12, 2009, through October 16, 2009, from Timberlawn Mental Health System, Dallas, Texas.
  - 8.2. Medical records from Presbyterian Hospital, Dallas, Texas, from October 19, 2009, through discharge.

- 8.3. Psychiatric Evaluation, including progress notes, completed by Harold C. Urschel, III, MD, on October 30, 2009.
- 8.4. Letter of support, dated November 2, 2010, from Jana Farmer, Mesquite, Texas, states she has served as Petitioner's AA sponsor since February 2008. She struggled with sobriety for the first year and a half, but has become a beautiful example of what the AA program stands for. Alcohol abuse was not her only issue. Petitioner sought treatment for other addictions as well. She has maintained abstinence on all levels for over a year. Her outgoing personality and being a great mom is proof to Ms. Farmer that Petitioner is doing everything she can, with God's help, to be the person He intended her to be. Petitioner is on the service board at Freedom Group and sponsors other women. Petitioner has also been working at an alcohol and drug treatment center for the past four (4) months. This allows her to use her natural talent with others while strengthening her own recovery. Ms. Farmer believes Petitioner is a tremendous asset to the medical field and has a strong desire to help others in any way possible. Her knowledge and commitment are unwavering.
- 8.5. Letter of support, dated October 12, 2010, from Larry L. Hanselka, PhD, Clinical Psychologist, Urschel Recovery Science Institute, Dallas, Texas, states Petitioner is a participant in a clinical trial of an investigational medication (Vivitrol) to treat opioid dependence. Dr. Hanselka has worked with Petitioner in the capacity of therapist since she entered the study on November 5, 2009. In this capacity, Dr. Hanselka has had the opportunity to observe Petitioner's progress in her recovery from opioid dependence. In the research program, Petitioner receives a once monthly injection of a depot formulation of naltrexone as well as supportive counseling. Her compliance with the program has been excellent. She attends all sessions and participates actively in her recovery program. Petitioner appears to demonstrate a very positive response to the medication regimen. She denies experiencing any cravings or urges to use opioid substances. She is managing the stressors in her life effectively and denies experiencing untoward anxiety. Petitioner has maintained psychiatric stability despite challenging times in her primary relationship and denies experiencing any depressive symptoms. She is functioning well in all domains including her work. Petitioner demonstrates unwavering commitment to sobriety and regularly attends recovery activities including 12-step meetings. In light of Petitioner's progress and sustained recovery from opioid dependence, Dr. Hanselka endorses Petitioner's candidacy to have her professional license restored.
- 8.6. Letter of support, dated October 12, 2010, from Jeanie Zelanko, RN, CNS, PhD, Urschel Recovery Science Institute, Dallas, Texas, states Petitioner has been followed by institute since October 30, 2009. At the time of her initial presentation, Petitioner had recently been discharged from Presbyterian Hospital of Dallas for treatment of her opiate addiction. She was referred to the office for further management and was placed in a study using Vivitrol for treatment of her opiate dependence. Petitioner has now maintained her sobriety for one (1) year. She is active in a 12-step program. She is consistent with her appointments and compliant with her medication regimen. As Dr. Zelanko has talked and observed Petitioner over the last year, she has watched a transformation in Petitioner's attitude as well. Initially, Petitioner denied any interest in returning to nursing. She denied any remorse when her

license was suspended. About six (6) months ago, Petitioner began to make vague statements that suggested she was interested in returning to nursing. Over the last 3-4 months, her interest in returning to nursing has continued to escalate. She found work as a medical assistant in an adolescence substance abuse program. Since she began to work in this program, Dr. Zelanko has watched Petitioner's self-confidence improve. She seems more satisfied with her life in general. She continues to be drug free and denies any symptoms of an impending relapse. Dr. Zelanko is in full agreement that there need to be limitations, at first, in respect to the guidelines set forth by the Board of Nursing and/or TPAPN.

- 8.7. Letter of support, dated October 24, 2010, from Chelsea Moss, MA, LCDC, Homeward Bound, Inc - Women's Unit, Dallas, Texas, states she has known Petitioner for the last few months, and has worked with and acted as supervisor over her and all the Women's residential unit staff at Homeward Bound, Inc. The facility offers drug and alcohol detoxification treatment plus comprehensive residential, crisis, and outpatient programs with counseling, support and education about the disease of alcoholism and the life skills needed for clients to return to a productive life. During this time, Ms. Moss has been highly impressed with Petitioner's dedication to providing the best possible services for the clients. Petitioner has proven herself as such a valuable employee that Ms. Moss recently promoted her to Unit Clerk, which means that she is the direct supervisor over the Chemical Dependency Technician staff on the unit. She has excellent listening skills and shows remarkable empathy for the clients, while maintaining very good boundaries. Her ability to connect with the clients and their stories, while still maintaining appropriate self-disclosure boundaries, well exceeded Ms. Moss' initial expectations of her. Not only is she excellent with the clients, she is also an excellent team player which led to her recent promotion. Petitioner goes above and beyond her daily job duties to not only help her immediate staff members working along side of her, but also to help staff members on other units as needed. Ms. Moss continues to be impressed by Petitioner's courage and motivation to continue her professional career goals, while still maintaining a balanced self-caring lifestyle.
- 8.8. Letter of support, dated September 7, 2010, from Jackie Young, states during the last few years her daughter has some very poor choices. Thanks to Petitioner's willingness to conquer this addiction and with the help of the medical field, she has made great progress. She has met with a doctor on a regular schedule, has gone to AA meetings faithfully, and has tested negative for drugs and alcohol for the past year. After reaching rock bottom, losing her license, and almost her children, she finally realized she was the only person that could control her fate.
- 8.9. Letter of support, dated January 14, 2011, from Douglas W. Denton, MA, LCDC, Executive Director, Homeward Bound, In., Dallas, Texas, states he has worked with Petitioner for one (1) year. She is a dedicated professional and understands the problems and needs of chemically dependent individuals and persons with mental illness. Petitioner voluntarily surrendered her license prior to engaging in a recovery program. At Homeward Bound, she has worked as a tech and Unit Clerk with the female clients, and has proven to be a strong, ethical asset in the dynamics of the Women's Unit. Petitioner possesses a clear sense of duty

and advocates for the needs of the client while keeping agency goals and systemic realities in perspective. Mr. Denton has no reservations in recommending her to the Board for license reinstatement.

- 8.10. Documentation of monthly drug screens dating from November 5, 2009, through February 10, 2010.
  - 8.11. Documentation of support group attendance dating from November 1, 2009, through February 20, 2010.
  - 8.12. Verification of successful completion of twenty (20) contact hours of continuing education.
9. Petitioner gives October 12, 2009, as her date of sobriety.

#### CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.
3. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.

#### ORDER

IT IS THEREFORE AGREED, subject to ratification by the Texas Board of Nursing, that the petition of TAI JONES, Registered Nurse License Number 701097, to practice nursing in the state of Texas, be and the same is hereby GRANTED, AND SUBJECT TO THE FOLLOWING STIPULATIONS SO LONG AS THE PETITIONER complies 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 the stipulations contained in this Order:

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Petitioner's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Petitioner's license is encumbered by this Order, Petitioner 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 Petitioner wishes to work.

(1) PETITIONER SHALL pay all re-registration fees and be issued a license to practice nursing in the State of Texas, which shall bear the appropriate notation. Said license issued to TAI JONES, shall be subject to the following agreed post-licensure stipulations:

(2) PETITIONER SHALL pay a monitoring fee in the amount of five hundred (\$500.00) dollars. PETITIONER SHALL pay this fine within forty-five (45) days of relicensure. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

(3) PETITIONER SHALL, within one (1) year of relicensure, successfully complete a course in Texas nursing jurisprudence and ethics. PETITIONER 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. PETITIONER 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 PETITIONER's successful completion of the course. This course shall be taken in addition to any other courses stipulated

in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure.

*Board-approved courses may be found at the following Board website address:*

*<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>*

(4) PETITIONER SHALL, within one (1) year of relicensure, 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, PETITIONER SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: <http://learningext.com/hives/a0f6f3e8a0/summary>.*

**IT IS FURTHER AGREED, SHOULD PETITIONER CHOOSE TO WORK AS A NURSE IN TEXAS, PETITIONER WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING PROBATION CONDITIONS FOR THREE (3) YEARS OF EMPLOYMENT. THE LENGTH OF THE PROBATION PERIOD WILL BE EXTENDED UNTIL SUCH THIRTY-SIX (36) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS PROBATION PERIOD:**

(5) PETITIONER SHALL notify each present employer in nursing of this Order of the Board and the stipulations on PETITIONER'S license. PETITIONER SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. PETITIONER SHALL notify all future employers in nursing of this Order of the Board and the stipulations on PETITIONER'S license. PETITIONER SHALL

present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(6) PETITIONER SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the PETITIONER by the Board, to the Board's office within ten (10) days of receipt of this Order. PETITIONER SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the PETITIONER by the Board, to the Board's office within five (5) days of employment as a nurse.

(7) For the first year of employment as a Nurse under this Order, PETITIONER SHALL be directly supervised by a Registered Nurse. Direct supervision requires another professional nurse to be working on the same unit as PETITIONER and immediately available to provide assistance and intervention. PETITIONER SHALL work only on regularly assigned, identified and predetermined unit(s). The PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) For the remainder of the stipulation period, PETITIONER SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as PETITIONER, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.



(9) PETITIONER SHALL NOT practice as a nurse on the night shift, rotate shifts, work overtime, accept on-call assignments, or be used for coverage on any unit other than the identified, predetermined unit(s) to which PETITIONER is regularly assigned for one (1) year of employment as a nurse.

(10) PETITIONER SHALL NOT practice as a nurse in any critical care area for one (1) year of employment as a nurse. Critical care areas include, but are not limited to, intensive care units, emergency rooms, operating rooms, telemetry units, recovery rooms, and labor and delivery units.

(11) PETITIONER SHALL NOT administer or have any contact with controlled substances, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates for one (1) year of employment as a nurse.

(12) PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER'S capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the PETITIONER. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for three (3) years of employment as a nurse.

(13) PETITIONER SHALL abstain from the consumption of alcohol, Nubain, Stadol, Dalgan, Ultram, or other synthetic opiates, and/or the use of controlled substances, except as prescribed by a licensed practitioner for a legitimate purpose. If prescribed, PETITIONER SHALL CAUSE the licensed practitioner to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the office of the Board by the prescribing practitioner, within ten (10) days of the date of the prescription. **In the event that prescriptions for controlled substances are required for periods of two (2) weeks or longer, the Board may require and PETITIONER SHALL submit to a pain management and/or chemical dependency evaluation by a Board approved evaluator. The performing evaluator must submit a written report meeting the Board's requirements to the Board's office within thirty (30) days from the Board's request.**

(14) PETITIONER SHALL submit to random periodic screens for controlled substances, tramadol hydrochloride (Ultram), and alcohol. For the first three (3) month period, random screens shall be performed at least once per week. For the next three (3) month period, random screens shall be performed at least twice per month. For the next six (6) month period, random screens shall be performed at least once per month. For the remainder of the stipulation period, random screens shall be performed at least once every three (3) months. All random screens SHALL BE conducted through urinalysis. Screens obtained through urinalysis are the sole method accepted by the Board.

Specimens shall be screened for at least the following substances:

Amphetamines	Meperidine
Barbiturates	Methadone
Benzodiazepines	Methaqualone
Cannabinoids	Opiates
Cocaine	Phencyclidine
Ethanol	Propoxyphene
tramadol hydrochloride (Ultram)	

A Board representative may appear at the PETITIONER'S place of employment at any time during the stipulation period and require PETITIONER to produce a specimen for screening.

All screens shall be properly monitored and produced in accordance with the Board's policy on Random Drug Testing. A complete chain of custody shall be maintained for each specimen obtained and analyzed. PETITIONER SHALL be responsible for the costs of all random drug screening during the stipulation period.

Any positive result for which the nurse does not have a valid prescription or failure to report for a drug screen, which may be considered the same as a positive result, will be regarded as non-compliance with the terms of this Order and may subject the nurse to further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of PETITIONER's license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

(15) PETITIONER SHALL participate in therapy with a "professional counselor" possessing credentials approved by the Board. PETITIONER SHALL CAUSE the therapist to submit written reports, on forms provided by the Board, as to the PETITIONER'S progress in therapy, rehabilitation and capability to safely practice nursing. The report must indicate whether or not the PETITIONER'S stability is sufficient to provide direct patient care safely. Such reports are to be furnished each and every month for three (3) months. If therapy is recommended for beyond three (3) months, the reports shall then be required at the end of each three (3) month period for the duration of the stipulation period, or until PETITIONER is dismissed from therapy.

(16) PETITIONER SHALL attend at least two (2) support group meetings each week, one of which must be for substance abuse and provided by Alcoholics Anonymous, Narcotics Anonymous, or another comparable recovery program that has been pre-approved by the Board. PETITIONER SHALL provide acceptable evidence of attendance. Acceptable evidence shall consist of a written record of at least: the date of each meeting; the name of each group attended; and the signature and printed name of the chairperson of each group attended by Petitioner. PETITIONER SHALL submit the required evidence on the forms provided by the Board at the end of every three (3) month period. No duplications, copies, third party signatures, or any other substitutions will be accepted as evidence.

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

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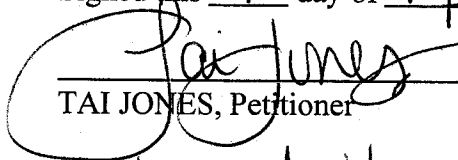
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PETITIONER'S CERTIFICATION

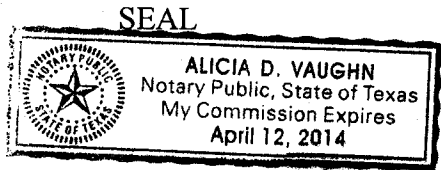
I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I waive representation by counsel. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

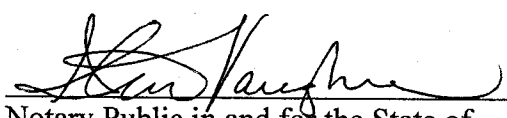
I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license to practice professional nursing in the state of Texas. I understand that if I fail to comply with all terms and conditions of this Order, my license to practice professional nursing in the State of Texas will be revoked, as a consequence of my noncompliance.

Signed this 1 day of April, 2011.

  
\_\_\_\_\_  
TAI JONES, Petitioner

Sworn to and subscribed before me this 1st day of April, 2011.



  
\_\_\_\_\_  
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 1st day of April, 2011, by TAI JONES, Registered Nurse License Number 701097, and said Order is final.

Effective this 10th day of May, 2011.



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

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of Registered Nurse           §     AGREED  
License Number 701097                       §  
issued to TAI JONES                         §     ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 701097, issued to TAI JONES, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associates Degree from Vernon Regional Junior College, Vernon, Texas, on May 10, 2003. Respondent was licensed to practice professional nursing in the State of Texas on October 23, 2003.
5. Respondent's complete professional nursing employment history includes:

10/03-05/04	RN/Case Manager	Intrepid Healthcare Wichita Falls, Texas
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Respondent's professional nursing employment history continued:

05/04-11/04	RN	Kell West Wichita Falls, Texas
06/04-02/06	DON	Cedar Falls Care Center Wichita Falls, Texas
11/04-05/05	DON	Wichita Falls Care Center Wichita Falls, Texas
02/06-04/06	RN	Hospice of Wichita Falls Wichita Falls, Texas
05/06-05/08	Unknown	
06/08-07/08	RN	Crdenia Staffing assigned to Doctors Hospital at White Rock Dallas, Texas
08/08-03/09	Unknown	
03/09-10/09	RN	Rowlette Health and Rehabilitation Rowlette, Texas
10/09-Present	Unknown	

6. On or about October 13, 2009, Respondent became non-compliant with the Agreed Order issued to her by the Texas Board of Nursing on November 20, 2008. Non-compliance is the result of Respondent's failure to comply with all requirements of the Texas Peer Assistance Program for Nurses (TPAPN) contract in that Respondent engaged in the use of alcohol as evidenced by her admission to a relapse on or about October 13, 2009. Additionally, on or about October 14, 2009, Respondent was suspended from the TPAPN drug test system due to non-payment of her account. Stipulation Number Three (3) of the Order dated November 20, 2008, reads, impertinent part:
  - (3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term.
7. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license to practice nursing in the State of Texas.
8. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement

after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

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

#### CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove a violations of Section 301.452(b) (1)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12 (5),(9),&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Registered License Number 701097, heretofore issued to TAI JONES, including revocation of Respondent's license to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

#### ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Registered License Number 701097, heretofore issued to TAI JONES, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to TAI JONES, to the office of the Texas Board of Nursing.



2. RESPONDENT SHALL NOT practice professional nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
4. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate privilege, if any, to practice nursing in the State of Texas.


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RESPONDENT'S CERTIFICATION

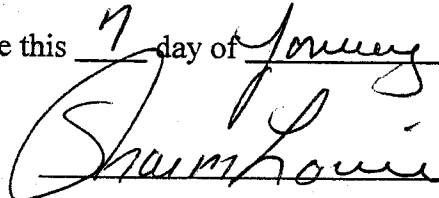
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 7 day of January, 2010.

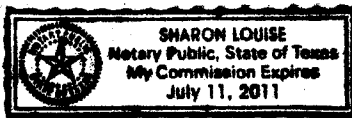
  
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TAI JONES, Respondent

Sworn to and subscribed before me this 7 day of January, 2010.

SEAL

  
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Notary Public in and for the State of Texas

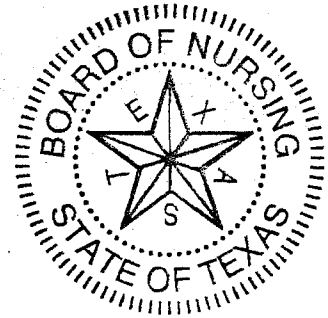


WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Texas Board of Nursing does hereby accept the voluntary surrender of Registered Nurse License Number 701097, previously issued to TAI JONES.

Effective this 19th day of January, 2010.



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



BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse                   §  
License Number 701097                               §       AGREED  
issued to TAI JONES                                 §       ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TAI JONES, Registered Nurse License Number 701097, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on September 17, 2008, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived representation by counsel, informal conference, 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 Vernon Regional Junior College, Vernon, Texas, on May 10, 2003. Respondent was licensed to practice professional nursing in the State of Texas on October 23, 2003.
5. Respondent's professional nursing employment history includes:

10/03-05/04	RN/Case Manager	Intrepid Healthcare Wichita Falls, Texas
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Respondent's professional nursing employment history continued:

05/04-11/04	RN	Kell West Wichita Falls, Texas
06/04-02/06	DON	Cedar Falls Care Center Wichita Falls, Texas
11/04-05/05	DON	Wichita Falls Care Center Wichita Falls, Texas
02/06-04/06	RN	Hospice of Wichita Falls Wichita Falls, Texas
05/06-05/08	Unknown	
06/08-07/08	RN	Crdenia Staffing assigned to Doctors Hospital at White Rock Dallas, Texas
08/08-Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Hospice of Wichita Falls, Wichita Falls, Texas, and had been in this position for approximately one (1) month.
7. On or about March 31, 2006, while employed as a Registered Nurse with the Hospice of Wichita Falls, Wichita Falls, Texas, and on assignment with Rolling Meadows Retirement Complex, Wichita Falls, Texas, Respondent lacked fitness to practice professional nursing in that while on duty Respondent appeared sluggish and confused, her speech was slurred, and her pupils were pin-point. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.
8. On or about March 31, 2006, while employed as a Registered Nurse with the Hospice of Wichita Falls, Wichita Falls, Texas, and on assignment with Rolling Meadows Retirement Complex, Wichita Falls, Texas, Respondent engaged in the intemperate use of her prescribed medications, including Hydrocodone, Hydromorphone, and Propoxyphene while on duty resulting in Respondent potentially being unsafe to practice professional nursing. Respondent produced a specimen for a reasonable suspicion/for cause drug screen which resulted positive for Hydrocodone, Hydromorphone, and Propoxyphene. The use of Hydrocodone, Hydromorphone and Propoxyphene by a Registered Nurse, while subject to

call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

9. On or about June 29, 2008 through July 11, 2008, while employed with Crdienta Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients without valid physicians' orders, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"
6/29/08	300347	No order for more Dilaudid	6/29/08 11:00 Dilaudid 2mg syringe	11:00 Dilaudid 2mg IVP
6/29/08	396526	No order for more Dilaudid	6/29/08 18:15 Dilaudid 2mg syringe	Not Documented
6/30/08	136388	No order for Dilaudid	6/30/08 19:01 Dilaudid 2mg syringe	Not Documented
7/2/08	087915	No order for Dilaudid	7/2/08 07:30 Dilaudid 2mg syringe (x2)	Not Documented
7/2/08	419472	No order for Dilaudid	7/2/08 12:24 Dilaudid 2mg syringe (x2)	Not Documented
7/2/08	430523	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented
7/2/08	419472	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented
7/5/08	430642	No order for Dilaudid	7/5/08 11:29 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	430650	No order for Dilaudid	7/5/08 15:32 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	418445	No order for Dilaudid	7/5/08 17:20 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	418445	No order for Dilaudid	7/5/08 20:48 Dilaudid 2mg syringe (x2)	Not Documented
7/7/08	198065	No order for Dilaudid	7/7/08 13:39 Dilaudid 2mg syringe (x2)	13:30 Dilaudid 4mg IVP
7/7/08	430709	No order for Dilaudid	7/7/08 15:26 Dilaudid 2mg syringe	Not Documented
7/7/08	198065	No order for Dilaudid	7/7/08 15:27 Dilaudid 2mg syringe (x2)	Not Documented
7/7/08	211644	No order for Morphine	7/7/08 19:07 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	418800	No order for more Dilaudid	7/10/08 07:16 Dilaudid 2mg syringe	Not Documented
7/10/08	430866	No order for Dilaudid	7/10/08 09:29 Dilaudid 2mg syringe (x2)	Not Documented
7/10/08	430881	No order for Dilaudid	7/10/08 16:16 Dilaudid 2mg syringe (x2)	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 17:10 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	430881	No order for Darvocet-N 100	7/10/08 17:11 Darvocet-N 100 (x2)	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD (Different drawer from previous pull @18:50)	Not Documented

7/11/08	374463	No order for Dilaudid	7/11/08 07:40 Dilaudid 2mg syringe	Not Documented
7/11/08	112054	No order for Dilaudid	7/11/08 07:42 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	430865	No order for Dilaudid	7/11/08 08:45 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	430933	No order for Dilaudid	7/11/08 12:34 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	423579	No order for Dilaudid	7/11/08 12:42 Dilaudid 2mg syringe (x2)	Not Documented

Respondent's conduct was likely to injure the patient in that the administration of controlled substances without a valid physician's order could result in the patient suffering from adverse reactions.

10. On or about July 2, 2008 through July 10, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients in excess frequency/dosage or the wrong dosage of the physicians' orders, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Comment
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	Withdrew in Excess
7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10	Withdrew in Excess
7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restiess, tearful, pacing 23:45 Pain 9/10 Discharged home	Withdrew in Excess
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD  7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented  Not Documented	14:00 Pain is 8/10  None at 16:55	Withdrew in Excess
7/7/08	211644	Vicodin 500/5 2 tabs PO	7/7/08 19:07 Norco 5/325 tab (x2)	20:00 Vicodin 2 tabs PO	18:53 Pain at worst was 8/10	Wrong Dosage
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:15 Dilaudid 2mg syringe  7/10/08 07:16 Dilaudid 2mg syringe  7/10/08 07:45 Dilaudid 2mg syringe (x2)	07:20 Dilaudid 0.5mg IVP  Not Documented  Not Documented	06:34 Pain 1/10 No apparent distress	Withdrew in Excess
7/10/08	430881	Verbal Order written by Respondent for Morphine 2mg IVP (in addition to previous dose)	7/10/08 14:17 Morphine Sulfate 4mg/1ml SYRD (2)	14:25 Morphine 2mg IVP	13:15 Meds follow up: Pain decreased 5/10	Withdrew in Excess

Respondent's conduct was likely to injure the patient in that the administration of controlled substances in excess frequency/dosage or the wrong dosage of the physician's order could result in the patient suffering from adverse reactions.

11. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients, but failed to document, or accurately document the administration of the medications in the patient's Medical Administration Records (MAR) and/or nurse's notes, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note/ Wastage	Comment
6/29/08	418399	Dilaudid 1mg IV	6/29/08 09:43 Dilaudid 2mg syringe	09:36 Dilaudid 1mg IVP	08:33 Pain 8/10	Documents administration prior to withdrawal
6/29/08	418399	Dilaudid 1mg IV @11:00	6/29/08 11:28 Dilaudid 2mg syringe	11:18 Dilaudid 1mg IVP	10:10 Meds follow up: Pain 6/10	Documents administration prior to withdrawal
6/29/08	396526	Dilaudid 1mg IV	6/29/08 13:17 Dilaudid 2mg syringe	12:50 Dilaudid 1mg IVP	12:50 Meds follow up: Pain is decreased 5/10	Documents administration prior to withdrawal
6/29/08	418399	Dilaudid 1mg IV @14:30	6/29/08 14:39 Dilaudid 2mg syringe	14:29 Dilaudid 1mg IVP	14:19 Pain 5/10	Documents administration prior to withdrawal
6/29/08	396526	No order for more Dilaudid	Not Withdrawn	15:15 Dilaudid 1.5mg IVP	15:15 Meds follow up: Pain is decreased 3/10	Documents administration without withdrawal
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 12:58 Dilaudid 2mg syringe  6/29/08 15:27 Dilaudid 2mg syringe	12:58 Dilaudid 2mg IVP 15:26 Dilaudid 2mg IVP 15:27 Dilaudid 2mg IVP	None	Withdraws 4mg, Documents administering 6mg in 3hours / Only allowed 5mg maximum / Documents administering 15:26 dose without withdrawal
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	Not Withdrawn	16:06 Dilaudid 2mg IVP	16:00 Reports Pain both 8/10 & 10/10	Documents administration without withdrawal
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	Documents administration prior to withdrawal



7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10 19:10 wasted 3mg	Withdraws 4mg, administers 2mg, documents wasting 3mg, only had 2mg remaining
7/2/08	430539	Dilaudid 1mg IV (in addition to previous dose)	Not Withdrawn	19:10 Dilaudid 1mg IVP	19:10 Meds follow up: pain is unchanged (10/10)	Documents administration without withdrawal
7/2/08	430539	Ativan 1mg IV (in addition to previous dose)	Not Withdrawn	19:55 Ativan 1mg IVP	None	Documents administration without withdrawal
7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restless, tearful, pacing 23:56 wasted 3mg	Failed to document administration Withdraw 4mg, only wasted 3mg
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	Failed to administer as ordered
7/7/08	198065	Morphine 4mg IVP x one dose written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:59 Morphine Sulfate 4mg/1ml SYRD	11:45 Morphine 4mg IVP	11:40 "Meds follow up: Pain is unchanged, pain is 1140 out of 10 on a pain scale."	Documents administration prior to withdrawal
7/7/08	198065	No order for Dilaudid	7/7/08 13:39 Dilaudid 2mg syringe (x2)	13:30 Dilaudid 4mg IVP	12:15 Pain 10/10	Documents administration prior to withdrawal
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	Failed to administer as ordered
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	Failed to administer as ordered
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 09:33 Dilaudid 2mg syringe	09:25 Dilaudid 1mg IVP	None	Documents administration prior to withdrawal
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	Not Withdrawn	11:20 Dilaudid 1mg IVP	None	Documents administration without withdrawal

7/10/08	418800	Verbal Order written by Respondent for Dilaudid 3mg IVP no time noted	7/10/08 12:14 Dilaudid 2mg syringe (x2)	12:05 Dilaudid 3mg IVP	12:00 Pain 8/10 12:00 Meds follow up: Pain is unchanged (9/10)	Documents administration prior to withdrawal
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	Not Withdrawn	13:20 Dilaudid 1mg IVP	12:30 Pain 9/10 13:50 Pain 4/10 14:00 "Meds follow up: Pain is decreased, pain is 5 out of 10 on a pain scale. is unchanged, pain is 8 out of 10"	Documents administration without withdrawal
7/10/08	356249	Morphine 1mg IV @15:50	7/10/08 16:03 Morphine Sulfate 4mg/1ml SYRD	15:45 Morphine 1mg IVP	None	Documents administration prior to withdrawal AND withdrew prior to order
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 08:12 Morphine Sulfate 4mg/1ml SYRD	08:00 Morphine 2mg IVP	09:00 Meds follow up: Pain is decreased (5/10)	Documents administration prior to withdrawal

Respondent's conduct above was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

12. On or about June 29, 2008 through July 7, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent failed to administer medications as ordered by physicians, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Comment
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 12:58 Dilaudid 2mg syringe 6/29/08 15:27 Dilaudid 2mg syringe	12:58 Dilaudid 2mg IVP 15:26 Dilaudid 2mg IVP 15:27 Dilaudid 2mg IVP	None	Documents administering 6mg in 3hours / Only allowed 5mg maximum
7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10	Administered in Excess
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	Failed to administer as ordered
7/7/08	211644	Vicodin 500/5 2 tabs PO	7/7/08 19:07 Norco 5/325 tab (x2)	20:00 Vicodin 2 tabs PO	18:53 Pain at worst was 8/10	Administered Wrong Dosage

7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	Failed to administer as ordered
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	Failed to administer as ordered

Respondent's conduct was likely to injure the patient in that failure to administer controlled substances as ordered by physicians could have resulted in an overdose, adverse reactions, or nonefficacious treatment.

13. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients, but failed to follow the facility's policy and procedures for the wastage of any of the unused portions of the medications, including wasting in a timely manner, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Wastage
6/29/08	300347	Dilaudid 1mg q15 minutes up to 3 times PRN	6/29/08 08:16 Dilaudid 2mg syringe	08:18 Dilaudid 1mg IVP	08:19 Pain 10/10	None
6/29/08	300347	Dilaudid 1mg q15 minutes up to 3 times PRN	6/29/08 08:59 Dilaudid 2mg syringe	08:59 Dilaudid 1mg IVP	08:50 Reports Pain both 8/10 & 10/10	None
6/29/08	300347	No order for more Dilaudid	6/29/08 11:00 Dilaudid 2mg syringe	11:00 Dilaudid 2mg IVP	11:00 Pain 10/10	None
6/29/08	418399	Dilaudid 1mg IV @14:30	6/29/08 14:39 Dilaudid 2mg syringe	14:29 Dilaudid 1mg IVP	14:19 Pain 5/10	None
6/29/08	396526	Dilaudid 1mg IV @14:35	6/29/08 14:49 Dilaudid 2mg syringe	14:53 Dilaudid 1mg IVP	None	18:34 wasted 1mg
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 15:55 Dilaudid 2mg syringe	16:00 Dilaudid 1mg IVP	16:00 Reports Pain both 8/10 & 10/10	None
6/29/08	396526	No order for more Dilaudid	6/29/08 18:15 Dilaudid 2mg syringe.	Not Documented	None	None
6/30/08	136388	Dilaudid 0.5mg IV @8:53pm	6/30/08 20:59 Dilaudid 2mg syringe	21:19 Dilaudid 0.5mg IVP	20:14 Pain 9/10	22:57 wasted 1.5mg
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	None
7/2/08	419472	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented	None	19:11 wasted 2mg
7/5/08	430642	No order for Dilaudid	7/5/08 11:29 Dilaudid 2mg syringe (x2)	Not Documented	None	12:01 wasted 4mg
7/5/08	430650	No order for Dilaudid	7/5/08 15:32 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/5/08	418445	No order for Dilaudid	7/5/08 20:48 Dilaudid 2mg syringe (x2)	Not Documented	None	23:16 wasted 4mg

7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restless, tearful, pacing 23:45 Pain 9/10 Discharged home	23:56 wasted 3mg
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	None
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	None
7/7/08	198065	No order for Dilaudid	7/7/08 15:27 Dilaudid 2mg syringe (x2)	Not Documented	None	17:31 wasted 4mg
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:15 Dilaudid 2mg syringe	07:20 Dilaudid 0.5mg IVP	06:34 Pain 1/10 No apparent distress	None
7/10/08	418800	No order for more Dilaudid	7/10/08 07:16 Dilaudid 2mg syringe	Not Documented	06:34 Pain 1/10 No apparent distress	None
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:45 Dilaudid 2mg syringe (x2)	Not Documented	None	13:31 wasted 4mg (Respondent specified on Pyxis that this transaction was wasted)
7/10/08	430866	No order for Dilaudid (Respondent wrote order for Solumedrol and Dilaudid then drew a line through them and wrote error)	7/10/08 09:29 Dilaudid 2mg syringe (x2)	Not Documented	None	10:22 wasted 4mg
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 09:33 Dilaudid 2mg syringe	09:25 Dilaudid 1mg IVP	None	None
7/10/08	430881	No order for Dilaudid	7/10/08 16:16 Dilaudid 2mg syringe (x2)	Not Documented	None	18:49 wasted 4mg
7/10/08	430881	No order for more Morphine	7/10/08 17:10 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	430881	No order for Darvocet-N 100	7/10/08 17:11 Darvocet-N 100 (x2)	Not Documented	None	None
7/10/08	356249	Morphine 2mg IV @17:20	7/10/08 17:37 Morphine Sulfate 4mg/1ml SYRD	17:45 Morphine 2mg IVP		18:57 wasted 2mg

7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD (Different drawer from previous pull @18:50)	Not Documented	None	None
7/11/08	374463	No order for Dilaudid	7/11/08 07:40 Dilaudid 2mg syringe	Not Documented	None	None
7/11/08	112054	No order for Dilaudid	7/11/08 07:42 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 08:12 Morphine Sulfate 4mg/1ml SYRD	08:00 Morphine 2mg IVP	09:00 Meds follow up: Pain is decreased (5/10)	None
7/11/08	430865	No order for Dilaudid	7/11/08 08:45 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 09:34 Morphine Sulfate 4mg/1ml SYRD	Not Documented	09:12 Patient is in no apparent distress Stable condition 09:43 Patient left ED	None
7/11/08	430933	No order for Dilaudid	7/11/08 12:34 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	423579	No order for Dilaudid	7/11/08 12:42 Dilaudid 2mg syringe (x2)	Not Documented	None	13:46 wasted 4mg

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

14. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent misappropriated controlled substances from the facility and patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
15. The Respondent's conduct described in the preceding Findings of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
16. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.
17. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states, "In 2006, I hurt my back, unknown how, with results of disc problem. I was under the care of a physician who suggested that I see a surgeon. Due to not having any medical insurance I was not able to explore that option, therefore I was treated with medication. I had taken medication on the day in question and realize that should have not been the option that I

chose."

18. In response to Findings of Fact Numbers Nine (9) through Thirteen (13), Respondent states, "I do feel that I did follow all verbal and written orders given to me during my work. If they feel I did not follow the policy of their facility it was not brought to my attention until the last day I was there. I was brought into the office during the shift and answered all questions given with full cooperation. I was also requested to take an on-site drug screen which resulted negative. I was not taking meds from the dispenser for any use other than patient orders. I can remember that on a couple occasions I did take out more than needed but it was wasted in the correct manor with a witness of another RN. Due to past decisions, with the incident in 2006 and the corrective action with elective rehab going back to work was not a difficult decision since I am so committed to my rehab process with my program and sponsor."
19. Formal Charges were filed on June 24, 2008.
20. Formal Charges were mailed to Respondent on June 26, 2008.
21. Respondent's conduct described in Findings of Fact Number Numbers Seven (7) and Eight (8) resulted from Respondent's dependency on chemicals.
22. 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 301.451-301.455, 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 Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(B),(C),(D)&(T), and 22 TEX. ADMIN. CODE §217.12(1)(B)(C)(E),(4),(5), (6)(G),(10)(A),(B)&(C)&(11)(B).
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 701097, heretofore issued to TAI JONES, including revocation of Respondent's license to practice professional 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):

RESPONDENT SHALL deliver the wallet-sized license issued to TAI JONES, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order for appropriate notation.

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement, which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500) payable to TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep her license to practice nursing in the State of Texas current.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.

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, Section §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse

Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED, 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 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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. 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 Texas Board of Nursing, 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 19 day of November, 2008.

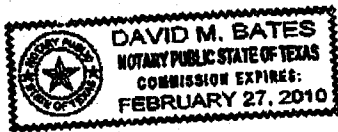
Tai Jones  
TAIJONES, Respondent

Sworn to and subscribed before me this 19<sup>th</sup> day of November, 2008.

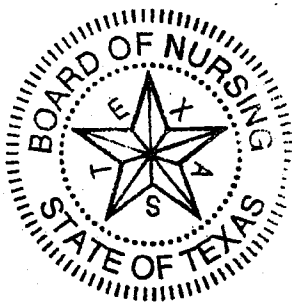
SEAL

David M. Bates

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 accept and enter the Agreed Order that was signed on the 19th day of November, 20 08, by TAI JONES, Registered Nurse License Number 701097, and said Order is final.



Entered and effective this 20th day of November, 20 08.

A handwritten signature in cursive script, appearing to read 'Katherine A. Thomas', is written over a horizontal line.

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