



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse	§	AGREED
License Number 662229 and	§	
Vocational Nurse License Number 159846	§	
issued to DONNA SUETTA O'KELLEY	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DONNA SUETTA O'KELLEY, Registered Nurse License Number 662229 and Vocational Nurse License Number 159846, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(13), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 12, 2009, 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 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. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.
4. Respondent received a Certificate in Vocational Nursing from Vernon Regional Junior College, Vernon, Texas, on August 17, 1996, and received an Associate Degree in Nursing from Vernon Regional Junior College, Vernon, Texas, in May 1999. Respondent was licensed to practice vocational nursing in the State of Texas on October 2, 1996, and was licensed to practice professional nursing in the State of Texas on July 13, 1999.

5. Respondent's nursing employment history includes:

1996 - 1998		Unknown
1999 - 2002	Nursing Supervisor	Texas Department of Corrections Allred Unit, Iowa Park, Texas
2002 - 2003	Staff Nurse Med/Surg & Ortho Units	United Regional Healthcare Wichita Falls, Texas
12/2003 - 12/2005	Staff Nurse Telemetry & PACU	Arlington Memorial Hospital Arlington, Texas
2004 - 2007	Agency Nurse	Cridentia Dallas, Texas
2007	Hospice Nurse	Solaris Hospice Denton, Texas
7/2007 - 9/2007	Home Health Nurse	Accumed Home Health Denton, Texas
9/2007 - 1/2008	Home Health Nurse	Home Health Services of Denton Denton, Texas
2/2008 - Present		Unknown

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with Arlington Memorial Hospital, Arlington, Texas, and has been in this position for one (1) year and five (5) months.
7. On or about May 29, 2005, while employed with Arlington Memorial Hospital, Arlington, Texas, Respondent failed to document her attempted communication with the physician and subsequent communication with the pharmacy regarding clarification of a physician's order to administer "Vitamin 2.5 mg this am." Respondent's conduct resulted in an incomplete medical record and was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions.
8. On or about August 24, 2005, while employed with Arlington Memorial Hospital, Arlington, Texas, Respondent failed to administer K-dur to Patient Number M367010, as ordered by the physician, after she noted the order at 1635. The medication was subsequently administered by another nurse on the next shift. Respondent's conduct was likely to injure the patient from non-efficacious care.

9. On or about September 5, 2005, while employed with Arlington Memorial Hospital, Arlington, Texas, Respondent failed to note and implement a physician's order to apply Thromboembolic Deterrent (TED) hose for Patient Number M899911, written at 14:57 during her shift, as required. Respondent's conduct was likely to injure the patient from possible formation of peripheral blood clots.
10. On or about September 16, 2005, while employed with Arlington Memorial Hospital, Arlington, Texas, Respondent failed to note and implement a physician's order to administer Solumedrol 125 mg intravenously to Patient Number M666318, as required. Respondent's conduct was likely to injure the patient from non-efficacious care.
11. In response to the incidents in Findings of Fact Numbers Seven (7) through Ten (10), Respondent states the following:
 - Regarding clarification of the order to administer "Vitamin 2.5 mg," that she had called the physician to clarify the order but he had not called back before the pharmacy contacted her about the order. According to Respondent, the pharmacy technician stated that the pharmacy would contact the physician and send both the medication and a corrected order once the order had been clarified;
 - Regarding the K-dur, that she noted the order and initiated the procurement process from the pharmacy but she is unsure of the time frame before the medication was profiled in the system and was delivered by the pharmacy;
 - Regarding the TED hose, that the physician did not at any time insinuate the TED hose were an absolute necessity and that she placed the TED hose on the bedside table when they arrived at 17:00, asking the on-coming nurse for the next shift to apply them; and
 - Regarding the Solumedrol, that the order was somehow missed, possibly because the chart may have been placed back into the carousel or the chart may have remained with the physician, so the order was not noted and was not sent to the pharmacy.

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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)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C), (1)(D)&(1)(M).
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 662229 and Vocational Nurse License Number 159846, heretofore issued to DONNA SUETTA O'KELLEY, including revocation of Respondent's licenses to practice nursing in the State of Texas.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a Settlement agreement under Rule 408 of the Texas Rules of Evidence for purposes of civil or criminal litigation.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, 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 this Order SHALL be applicable to Respondent's multistate licensure privilege, 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 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) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.

(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.state.tx.us/disciplinaryaction/stipscourses.html>.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT

SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.

(4) RESPONDENT SHALL, 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. *Information regarding this workshop may be found at the following web address:*
<http://www.learningext.com/products/generalce/critical/ctabout.asp>.

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

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RESPONDENT'S CERTIFICATION

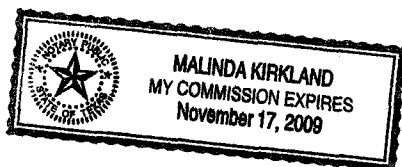
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid 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 licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 13 day of April, 2009.

Donna Suetta O'Kelley
DONNA SUETTA O'KELLEY, Respondent

Sworn to and subscribed before me this 13 day of April, 2009.

SEAL



Malinda Kirkland
Notary Public in and for the State of Texas

Approved as to form and substance.

Kenda B. Dalrymple
Kenda B. Dalrymple, Attorney for Respondent

Signed this 15th day of April, 2009.

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 13th day of April, 2009, by DONNA SUETTA O'KELLEY, Registered Nurse License Number 662229 and Vocational Nurse License Number 159846, and said Order is final.



Effective this 20th day of April, 2009.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas".

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