



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 A. Williams
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
Registered Nurse License Number 612724 §
issued to JANIS J. CLARK § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JANIS J. CLARK, Registered Nurse License Number 612724, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), 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(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 a Baccalaureate Degree in Nursing from University Texas Health Science Center San Antonio, San Antonio, Texas on December 1, 1994. Respondent was licensed to practice professional nursing in the State of Texas on January 31, 1995.
5. Respondent's employment history includes:

1/1995 - 10/1995	Research Assistant	UT Health Science Center
		San Antonio, Texas

Respondent's nursing employment history continued:

11/1995 - 4/1996	Unknown	
5/1996 - 4/1997	ET Nurse	Vencor San Antonio San Antonio, Texas
6/1996 - 1/1998	RN	Santa Rosa HealthCare San Antonio, Texas
2/1998 - 7/2001	Project Director	The Geneva Foundation San Antonio, Texas
3/2000 - 7/2002	ET Nurse	Christus Santa Rosa HealthCare, San Antonio, Texas
8/2002 - 1/2011	CWON Nurse	Wilford Hall Medical Center Lackland Air Force Base, San Antonio, Texas
2/2011 - Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a Certified Wound Ostomy Nurse(CWON) with Wilford Hall Medical Center Lackland AFB, San Antonio, Texas, and had been in this position for four (4) years and four (4) months.
7. On or about December 6, 2006 through December 22, 2006 while working as a RN, Certified Wound Ostomy Nurse(CWON) with Wilford Hall, Lackland Air Force Base, San Antonio, Texas, Respondent failed to follow-up with weekly CWON assessments as ordered for case number 08-594 Patient (C. J.). Consequently, the patient suffered a sacral pressure ulcer. Respondent's conduct exposed the patient to risk of harm in that significant changes in the patient's status may have gone undetected and prevented a timely intervention.
8. In response to Finding of Fact Number Seven (7), Respondent states the patient developed the sacral wound due to being placed on continuous renal replacement therapy preventing the patient from repositioning during the ongoing therapy. Respondent further states that this occurred prior to her being informed of the patient's sacral wound. According to Respondent, the recommended guidelines were for nurses to follow patients on a weekly basis and were written for an enterostomal therapy practice that consisted of two full-time certified wound ostomy continence nurses, however, Respondent practiced alone for several months.
9. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.

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 violation(s) of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(M) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 612724, heretofore issued to JANIS J. CLARK, including revocation of Respondent's license(s) 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 Nurse License Number 612724, heretofore issued to JANIS J. CLARK, 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 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.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.

3. 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 nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

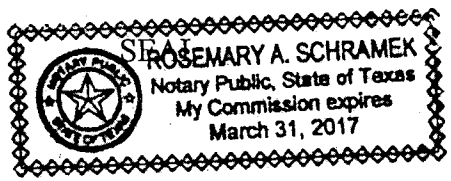
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 5th day of July, 2013.

Janis J. Clark

JANIS J. CLARK, Respondent

Sworn to and subscribed before me this 5th day of July, 2013.



Rosemary A. Schramek

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 612724, previously issued to JANIS J. CLARK.

Effective this 5th day of July, 2013.



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