



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 § AGREED
Registered Nurse License Number 508186 §
issued to JANNA LYNN HENSZ § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of JANNA LYNN HENSZ, Registered Nurse License Number 508186, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on June 25, 2013, subject to ratification by the Board.

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 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 in Nursing from Alvin Junior College, Alvin, Texas, on May 1, 1983. Respondent was licensed to practice professional nursing in the State of Texas on August 30, 1983.
5. Respondent's complete Professional Nursing employment history includes:

08/83-06/03 Unknown

Respondent's complete Professional Nursing employment history continued:

07/03-06/06	RN	University of Texas M.D. Anderson Houston, Texas
07/06-01/08	RN	Houston Town and Country Hospital Houston, Texas
02/07-11/07	RN	North Cypress Medical Center Cypress, Texas
12/07-11/08	RN	Doctor's Hospital at Parker Road Houston, Texas
12/08	Unknown	
01/09-05/09	RN	Pulse Staffing Houston, Texas
05/09-07/10	RN	Reliant Rehabilitation Hospital Shenandoah, Texas
08/10-Present	Unknown	

6. On March 7, 2003, Respondent was issued an Agreed Order by the Board of Nurse Examiners for the State of Texas that required Respondent to participate in and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the March 7, 2003, Agreed Order, Findings of Fact and Conclusions of Law, is attached and incorporated, by reference, as part of this Order.
7. On September 22, 2009, Respondent was issued an Agreed Order by the Texas Board of Nursing. A copy of the September 22, 2009, Agreed Order, Findings of Fact and Conclusions of Law, is attached and incorporated, by reference, as part of this Order.
8. At the time of the initial incident in Finding of Fact Number Eight (9), Respondent was employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, and has been in this position for less than one (1) month.
9. On or about July 1, 2010, while employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, Respondent failed to document or accurately document the administration, including signs, symptoms and responses to medications in patients' Medication Administration Records and/or nurse's notes, as follows: Respondent withdrew one (1) Tramadol tablet from the Medication Dispensing System for Patient No. 13215 when physician's order was for two (2) tablets, and Respondent documented the administration of

two (2) tablets, but only administered one (1) tablet. Further, Respondent withdrew one (1) 50 mg Hydrocodone tablet from the Medication Dispensing System for Patient No. 13234 but documented the administration of 100 mg of Hydrocodone. Respondent's conduct was likely to injure the patients in that giving a lower dose of medication than ordered could result in nonefficacious treatment, and subsequent care givers would rely on her documentation when medicating the patient.

10. On or about July 1, 2010, while employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, Respondent withdrew Hydrocodone and Propoxyphene from the Medication Dispensing System for patients in excess frequency/dosage of the physicians' orders, as follows:

	<u>Patient</u>	<u>Date</u>	<u>Time</u>	<u>Medication</u>	<u>MAR</u>	<u>Nurses Notes</u>	<u>Waste</u>	<u>Order</u>
1	13215	07/01/10	0551 by R.R.	Hydrocodone/APA P 5/325 mg tab (1)	0604	1 tab by R.R.	N/A	Hydrocodone/APAP (norco) tab 5/325 1 tab Q6HWA-R PO
2	13215	07/01/10	0850 by J.H.	Hydrocodone/APA P 5/325 mg tab (1)	None	None	None	Hydrocodone/APAP (norco) tab 5/325 2 tab Q6 PRN Pain
3	13215	07/01/10	0853 by J.H.	Hydrocodone/APA P 5/325 mg tab (1)	0945	2 tabs by J.H.	N/A	Hydrocodone/APAP (norco) tab 5/325 2 tab Q6 PRN Pain
4	13215	07/01/10	1322 by J.H.	Hydrocodone/APA P 5/325 mg tab (2)	1345	2 tabs by J.H.	N/A	Hydrocodone/APAP (norco) tab 5/325 2 tab Q6 PRN Pain
5	13234	07/01/10	1050 by J.H.	Hydrocodone/APA P 10/325 mg tab (1)	None	None	None	Norco 10mg 1 or 2 tabs Q4HRS PRN Pain
6	13234	07/01/10	1115 by J.H.	Hydrocodone/APA P 10/325 mg tab (2)	1133	2 tabs by J.H.	N/A	Norco 10mg 1 or 2 tabs Q4HRS PRN Pain

Respondent's conduct was likely to injure the patient in that the administration of Hydrocodone in excess frequency of the physician's order could result in the patient suffering from adverse reactions.

11. On or about July 1, 2010, while employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, Respondent withdrew Hydrocodone and Alprazolam from the Medication Dispensing System for patients, but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications, as follows:

	<u>Patient</u>	<u>Date</u>	<u>Time</u>	<u>Medication</u>	<u>MAR</u>	<u>Nurses Notes</u>	<u>Waste</u>	<u>Order</u>
1	13186	07/01/10	0918	Alprazolam 0.25 mg tab (1)	None	None	None	Alprazolam 0.25 mg tab (1)
2	13186	07/01/10	1051*	Hydrocodone/APAP 7.5/325 mg tab (2)	13:30*	2 tabs	N/A	Hydrocodone/APAP 7.5/325 mg tab (2)
3	13186	07/01/10	1051*	Alprazolam 0.25 mg tab (1)	14:31*	.25mg	N/A	Alprazolam 0.25 mg tab (1)
4	13234	07/01/10	1050	Hydrocodone/APAP 10/325 mg tab (1)	None	None	None	Norco 10mg 1 or 2 tabs Q4HRS PRN Pain
5	12974	07/01/10	1814	Alprazolam 0.25mg tab (1)	None	None	None	Xanax 0.25mg PO Q8 PRN
6	12974	07/01/10	1833	Alprazolam 0.25 mg tab(1)	None	None	None	Xanax 0.25mg PO Q8 PRN

* Nearly three and four hours passed between the time the medications were pulled and the time when the medications were administered.

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).

12. On or about July 1, 2010, while employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, Respondent may have misappropriated Hydrocodone and Alprazolam from the facility or 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.
13. In Response to Findings of Fact Numbers Eleven (11) through Twelve (12), Respondent states that in the past she has had scanning errors and was given the opportunity to clear these up right away, however, on this occasion her supervisor would not give her any information. Additionally, Respondent recalls that during this time period the facility was very short staffed and was very busy.
14. On or about July 6, 2010, while employed as a Registered Nurse with Reliant Rehabilitation North Houston, Shenandoah, Texas, Respondent engaged in the intemperate use of Propoxyphene in that she submitted a specimen for a drug screen that tested positive for Propoxyphene (>3000 ng/mL). Possession of Propoxyphene is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of 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.

15. In Response to Finding of Fact Number Fourteen (14), Respondent states that she regrets this and adds that she was moving a couch which she set down on her foot and her toenail was ripped off. Respondent states that on July 4, 2010, she was with family and friends when her toe began throbbing after it was re-injured from someone stepping on it. Additionally, Respondent states that a friend gave her some Darvocet along with extra doses for later. Respondent states she accepted this because she had a prescription for something even stronger at home. Additionally, Respondent states she thought she had a prescription for Darvocet at the pharmacy, which, she discovered she did not. However, Respondent reports her doctor prescribed Darvocet for her which she has recently filled.
16. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to imtemperate 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 violation(s) of 22 TEX. ADMIN. CODE § 217.11(1)(A), (B), (C) & (D) and 22 TEX. ADMIN. CODE §217.12(1)(A)&(B),(4),(5),(6)(A),(G)&(H),(10)(A),(B),(C)&(D) and (11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 508186, heretofore issued to JANNA LYNN HENSZ, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REPRIMAND WITH STIPULATIONS, 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 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 Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

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 Texas Board of Nursing 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 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.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, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE, AS APPROPRIATE, WILL NOT APPLY TO THIS STIPULATION PERIOD:

(4) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT 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. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT 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.

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

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

(7) For the remainder of the probation period, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, 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 Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a

nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the nurse who supervises the RESPONDENT. 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 one (1) year of employment as a nurse.

(9) RESPONDENT 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, RESPONDENT 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 RESPONDENT SHALL submit to an evaluation by a Board approved physician specializing in Pain Management or Psychiatry. The performing evaluator will submit a written report to the Board's office, including results of the evaluation, clinical indications for the prescriptions, and recommendations for on-going treatment within thirty (30) days from the Board's request.**

(10) RESPONDENT 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 probation 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 RESPONDENT'S place of employment at any time during the probation period and require RESPONDENT 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. RESPONDENT SHALL be responsible for the costs of all random drug screening during the probation 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 Respondent's license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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 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 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 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 15th day of JULY, 2013.

Janna Lynn Hensz
JANNA LYNN HENSZ, RESPONDENT

Approved as to forma and substance:

Signed this 17th day of July, 2013

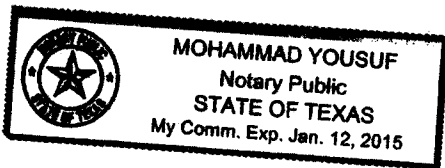
Taralynn R. Mackay
Taralynn Mackay, RN, JD, Attorney for Respondent

Sworn to and subscribed before me this 15th day of JULY, 2013.

SEAL

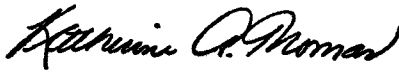
[Signature]

Notary Public in and for the State of TEXAS



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 15th day of July, 2013, by JANNA LYNN HENSZ, Registered Nurse License Number 508186, and said Order is final.

Effective this 6th day of August, 2013.



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



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 508186 §
issued to JANNA LYNN HENSZ § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JANNA LYNN HENSZ, Registered Nurse License Number 508186, 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 July 21, 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 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 in Nursing from Alvin Junior College, Alvin, Texas, on May 1, 1983. Respondent was licensed to practice professional nursing in the State of Texas on August 30, 1983.
5. Respondent's professional nursing employment history includes:

08/83-12/87	Unknown
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Respondent's professional nursing employment history continued:

01/88-12/90	RN	West Houston Home Care Houston, Texas
01/91	Unknown	
02/91-03/93	RN	Cypress Fairbanks Medical Center Houston, Texas
04/93-07/93	Unknown	
08/93-11/93	RN	Washington State Clinical Specialties Spokane, Washington
11/93-05/99	RN	Shriner's Hospital for Children Spokane, Washington
05/99-10/99	Case Manager	Genex Services Houston, Texas
10/99-05/00	RN	Tomball Regional Medical Center Tomball, Texas
05/00-11/00	RN	Cypress Fairbanks Medical Center Houston, Texas
12/00-08/02	Unknown	
09/02-03/03	RN	Memorial Herman Northwest Hospital Houston, Texas
04/03-07/03	Unknown	
08/03-07/06	RN	University of Texas M.D. Anderson Cancer Center Houston, Texas
08/06-01/07	RN	Houston Town & Country Hospital Houston, Texas
02/07-11/07	RN	North Cypress Medical Center Houston, Texas

Respondent's professional nursing employment history continued:

12/07-11/08	RN	Doctor's Hospital Tidwell Houston, Texas
12/08	Unknown	
01/09-03/09	RN	Conroe Regional Medical Center Conroe, Texas
04/09-Present	Unknown	

6. On or about March 7, 2003, Respondent was issued an Agreed Order by the Board of Nurse Examiners for the State of Texas which required her to participate in and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the Findings of Fact, Conclusions of Law and Agreed Order dated March 7, 2003, is attached and incorporated, by reference, as part of this Order.
7. At the time of the initial incident, Respondent was employed as a Registered Nurse with Conroe Regional Medical Center, Conroe, Texas, and had been in this position for approximately one (1) month.
8. On or about February 24, 2009, while employed as a Registered Nurse with Conroe Regional Medical Center, Conroe, Texas, Respondent made several documentation errors in the medical record of Patient #BH00672272, including but not limited to: documenting that she administered 45 units of Novolog to the patient when, in fact, she administered 45 units of Novolin-N. Respondent's conduct 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 and create an inaccurate medical record.
9. In response to Finding of Fact Number Eight (8), Respondent admits that she had difficulties documenting in the facility's MedAct computer program. She asked for assistance several times and was scheduled to attend a more extensive computer class for charting. Respondent goes on to say, "before this could happen however, JCAHO came to this hospital...When I returned to the hospital after JCAHO was there, I was told that many of my charts had errors and a lot of the narcotics that I had checked out were not scanned and documented properly, I was escorted to a drug screen which I did comply with. I know that this screen was negative, but was let go anyway..."

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 above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)(B)(D)&(H), and 22 TEX. ADMIN. CODE §217.12(1)(A)(B)(C)&(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 508186, heretofore issued to JANNA LYNN HENSZ, including revocation of Respondent's license to practice professional nursing in the State of Texas.

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) 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 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>.

(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. *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 license 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

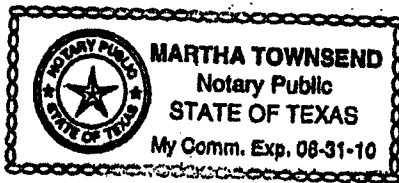
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 12 day of September, 2009.

Janna Lynn Hensz
JANNA LYNN HENSZ, Respondent

Sworn to and subscribed before me this 12 day of September, 2009.

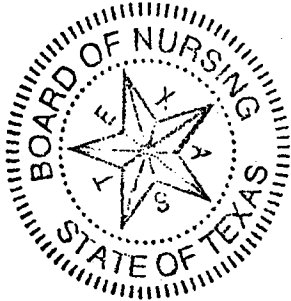
SEAL



Martha Townsend

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 12th day of September, 2009, by JANNA LYNN HENSZ, Registered Nurse License Number 508186, and said Order is final.



Effective this 22nd day of September, 2009.

Katherine A. Thomas

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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 508186 § AGREED
issued to JANNA LYNN HENSZ § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of JANNA LYNN HENSZ, License Number 508186, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(9)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on January 16, 2003, 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 Alvin Junior College, Alvin, Texas, on May 1, 1983. Respondent was licensed to practice professional nursing in the State of Texas in August 1983.

5. Respondent's professional employment history includes:

1983- 1984	Staff Nurse Med-Surg & Oncology	Memorial City Medical Center Houston, Texas
10/84 - 10/85	Registered Nurse Home Health	Nursing Services International Houston, Texas
11/85 - 8/87	Unknown	
9/87 - 11/88	Staff Nurse Floating Unit	Spring Branch Medical Center Houston, Texas
12/88 - 2/91	Unknown	
3/91 - 1/93	Staff Nurse Pediatric Unit	Cypress Fairbanks Medical Center Houston, Texas
2/93 - 12/93	Unknown	
1/94 - 5/99	Staff Nurse Inpatient Unit	Shriner's Hospital for Children Spokane, WA
6/99 - 9/99	Unknown	
10/99 - 5/00	Staff Nurse Intermediate Care Unit	Tomball Regional Hospital Tomball, Texas
5/00 - 9/01	Staff Nurse Intermediate Care Unit	Cypress Fairbanks Medical Center Houston, Texas
11/02 - Present	Staff Nurse Short Stay Unit	Memorial Hermann Northwest Hospital Houston, Texas

6. At the time of the incidents in Findings of Fact Numbers Seven (7) through Twelve (12), Respondent was employed as a Staff Nurse in the Intermediate Care Unit with Tomball Regional Hospital, Tomball, Texas, and had been in this position for six (6) months.

7. On or about April 25, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Demerol from the Pyxis Medication System, but failed to document the administration of Demerol in the medical record of Patient Medical Record #109919, as follows:

Date/Time	Pyxis Medication System	Physician's Order	Medication Administration Record (MAR)	Nurses Notes	Waste
4/25/00 @ 1148	(1) 25mg Demerol	Demerol 12.5mg IM/IV q 3-4 hrs prn	Not documented	Not Documented	No
4/25/00 @ 1555	"	"	"	"	"
4/25/00 @ 2255	"	"	"	"	"

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 and placed the hospital in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

8. On or about April 25, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Demerol from the Pyxis Medication System in excess of the physician's order for Patient Medical Record #109919, as follows:

Date/Time	Pyxis Medication System	Physician's Order
4/25/00 @ 1148	(1) 25mg Demerol	Demerol 12.5mg IM/IV q 3-4 hrs prn
4/25/00 @ 1555	"	"
4/25/00 @ 2255	"	"

Respondent's conduct was likely to injure the patient in that the administration of Demerol in excess dosage of the physician's order could result in the patient suffering from respiratory depression.

9. On or about April 30, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Demerol at 1123 from the Pyxis Medication System without a physician's order for Patient Medical Record # 073826. Respondent's conduct was likely to injure the patient in that the administration of Demerol without a physician's order could result in the patient suffering from respiratory depression and placed the pharmacy in violation of the Texas Health and Safety Code (Controlled Substance Act).

10. On or about April 30, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Demerol at 1123 from the Pyxis Medication System but failed to document the administration of Demerol in the medical record of Patient Medical Record #073826. Respondent's conduct was likely to injure patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose and placed the hospital in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
11. On or about April 30, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Morphine Sulfate from the Pyxis Medication System but failed to document the administration of Morphine Sulfate in the medical record of Patient Medical Record #073826, as follows:

Date/Time	Pyxis Medication System	Physician's Order	MAR	Nurses Notes	Waste
4/30/00 @ 1252	(1) 10mg Morphine Sulfate	MSO4 5-10mg IVP q 2 hrs prn pain	Not documented	Not documented	No
4/30/00 @ 1348	"	"	"	"	"

Respondent's conduct was likely to injure patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose and placed the hospital in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

12. On or about April 30, 2000, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew Demerol from the Pyxis Medication System but failed to document the administration of Demerol in the medical record of Patient Medical Record #041316, as follows:

Date/Time	Pyxis Medication System	Physician's Order	MAR	Nurses Notes	Waste
4/30/00 @ 0836	(1) 50mg Demerol	Demerol 12.5- 50mg IV/Im q 3hrs	Not documented	Not documented	No
4/30/00 @ 1241	"	"	"	"	"

Respondent's conduct 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 and placed the hospital in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substance Act).

13. At the time of the initial incident in Findings of Fact Number Fourteen (14), Respondent was employed as a Staff Nurse in the Intermediate Care Unit with Cypress Fairbanks Medical Center, Houston, Texas, and had been in this position for three (3) months.
14. Respondent, on or about August 8, 2000, while employed with Cypress Fairbanks Medical Center, Houston, Texas, engaged in the intemperate use of Hydrocodone in that Respondent produced a specimen for a drug screen which tested positive for Hydrocodone. Possession of Hydrocodone is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Hydrocodone 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.
15. On October 27, 2000, Respondent was convicted of Driving While Intoxicated, a Class B Misdemeanor, and sentenced to a one (1) year community supervision term, in the Harris County Criminal Court #13, Houston, Texas. On July 10, 2001, Respondent's community supervision was revoked and she was sentenced to thirty (30) days in the Harris County Jail, \$400.00 fine, and her driver's license was suspended for one (1) year.
16. Respondent, on or about January 26, 2001, Cypress Fairbanks Medical Center, Houston, Texas, engaged in the intemperate use of Propoxyphene in that Respondent produced a specimen for a drug screen which tested positive for Propoxyphene. Possession of Propoxyphene is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of 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.
17. 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.
18. 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.
15. 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 violation of Section 301.452(b)(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1),(3),(4)(20).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 508186, heretofore issued to JANNA LYNN HENSZ, including revocation of Respondent's professional license to practice 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):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to and be accepted into the TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nurse Examiners.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN contract during its term.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Board of Nurse Examiners of any violation of the TPAPN contract.

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 Professional 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 professional 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, 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 professional 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, 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 Board of Nurse Examiners, 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 1st day of March, 2003.

Janna Lynn Hensz
JANNA LYNN HENSZ, Respondent

Sworn to and subscribed before me this 1st day of March, 2003.

SEAL

Myra Mikeska
Notary Public in and for the State of Texas



WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby accept and enter the Agreed Order that was signed on the 1st day of March, 2003, by JANNA LYNN HENSZ, License Number 508186, and said Order is final.

Entered and effective this 7th day of March, 2003.



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