



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 807797 §
issued to LYND SAY GAYLE LEFTWICH § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of LYND SAY GAYLE LEFTWICH, Registered Nurse License Number 807797, 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)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on November 22, 2013.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received a Baccalaureate in Nursing from Millikin University, Decatur, Illinois, on May 1, 2007. Respondent was licensed to practice professional nursing in the State of Texas on September 2, 2011.
5. Respondent's professional nursing employment history includes:

6/2007 - 11/2008	RN	St. John's Hospital Springfield, Illinois
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Respondent's professional nursing employment history continued:

12/2008 - 12/2009	RN	Inova Fairfax Hospital Falls Church, Virginia
12/2009 - 5/2011	RN	Memorial Medical Center Springfield, Illinois
6/2011 - 10/2012	RN	Baylor University Medical Center Dallas, Texas
10/2012 - Present	RN	Methodist Dallas Medical Center Dallas, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Baylor University Medical Center, Dallas, Texas, and had been in this position for one (1) year and one (1) month.
7. On or about July 12, 2012, while employed with Baylor University Medical Center, Dallas, Texas, Respondent removed Dilaudid, Ativan, and Benadryl from the Medication Dispensing System (Omniceil) for Patient Medical Record Number 00634847, but failed to accurately and/or completely document the administration of said medications on the patient's Medication Administration Record. 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.
8. On or about July 12, 2012, while employed with Baylor University Medical Center, Dallas, Texas, Respondent withdrew Dilaudid, Ativan, and Haldol from the Medication Dispensing System (Omniceil) for Patient Medical Record Number 00634847, but failed to follow facility policy and procedures for the wastage of any of the unused portions of the medications. 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).
9. On or about July 12, 2012, while employed with Baylor University Medical Center, Dallas, Texas, Respondent withdrew two (2) vials of Haldol from the Medication Dispensing System (Omniceil) for Patient Medical Record Number 00634847 without a valid physician's order. Respondent's conduct was likely to injure the patient in that the administration of Haldol without a valid physician's order could result in the patient suffering from adverse reactions.
10. In response to the incident in Finding of Fact Number Seven (7), Respondent states that she did not properly document the medications that were removed. She adds that the Haldol and Ativan were not administered to the patient; however, the Dilaudid and Benadryl were.

Respondent states that the scanning system was down at the time of the administration and she failed to go back and enter the medications in the computer system.

In response to the incident in Finding of Fact Number Eight (8), Respondent states that she failed to properly waste the Ativan and Haldol. She adds that the Ativan was passed on to the day shift nurse and placed in the patient's drawer. The discarded vial of Haldol was not wasted and the other vial was returned.

In response to the incident in Finding of Fact Number Nine (9), Respondent states that she overrode the Haldol and removed two (2) single dose vials from the Omnicell after paging a physician to get an order. Respondent states that after the physician did not call back and the patient was calmed by the other ordered medications, she wasted what she had drawn and later gave the other vial back.

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)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B), (1)(C),(4),(10)(C)&(11)(B).
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 807797, heretofore issued to LYND SAY GAYLE LEFTWICH, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

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

seq. and this Order.

IT IS FURTHER AGREED and ORDERED that, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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

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

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course

Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*
<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in 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, 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 may be eligible for nurse licensure compact privileges, if any.


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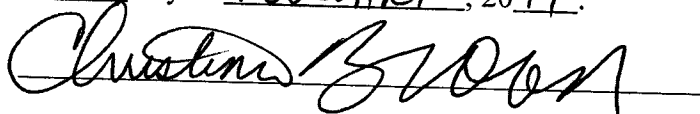
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the 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 when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 3rd day of February, 2014.


LYNDSAY GAYLE LETTWICH, Respondent

Sworn to and subscribed before me this 3rd day of FEBRUARY, 2014.



Notary Public in and for the State of TEXAS

SEAL



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 2nd day of February, 2014, by LYND SAY GAYLE LEFTWICH, Registered Nurse License Number 807797, and said Order is final.

Effective this 5th day of February, 2014.



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