



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	§	AGREED
Nurse License Number 747997	§	
issued to BRANDI NICOLE STACK	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of BRANDI NICOLE STACK, Registered Nurse License Number 747997, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Sections 301.452(b)(8) and 301.453, 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 December 4, 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 representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice professional nursing in the State of Texas is currently in delinquent status.
4. Respondent received a Baccalaureate Degree in Nursing from Southeastern Louisiana University, Hammond, Louisiana on December 13, 2003. Respondent was licensed to practice professional nursing in the State of Texas on October 24, 2007.
5. Respondent's complete nursing employment history is unknown.

6. On or about March 17, 2010, Respondent was issued a Consent Order by the Louisiana State Board of Nursing wherein Respondent's license to practice professional nursing in the State of Louisiana was Suspended with the suspension Stayed and placed on Probation for a period of two (2) years with terms and conditions. Subsequently, on or about December 16, 2011, Respondent's license to practice professional nursing in the State of Louisiana was restored/reinstated.
7. In response to Finding of Fact Number Six (6), Respondent states her Louisiana license was suspended with the suspension stayed for two years, during which time she completed 22 drug test, which were negative. Respondent states she was charged with a HIPAA violation and practicing outside her scope of nursing license. Respondent states she is now working in Louisiana with a reinstated license.

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 cause pursuant to Section 301.452(b)(8), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 747997, heretofore issued to BRANDI NICOLE STACK, 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 WARNING 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 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 RESPONDENT'S license(s) to practice nursing in the State of Texas shall be placed in INACTIVE status.

IT IS ALSO FURTHER AGREED and ORDERED, should RESPONDENT decide in the future to reactivate her license(s) to practice nursing in the State of Texas, RESPONDENT SHALL be required to satisfy all then existing requirements for reactivation and RESPONDENT'S reactivated license(s) SHALL BE subject to, at a minimum, work restrictions, supervised practice, and employer reporting, which would have been requirements of this Order had Respondent not chosen to inactivate her nursing license(s).

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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. I further understand that, should I decide in the future to reactivate my license(s), I will be required to satisfy, at a minimum, the additional requirements that would have been part of this Order had the license(s) not been placed in inactive status as well as all then existing requirements for reactivation.

Signed this 6 day of January, 2014
Brandi Nicole Stack
BRANDI NICOLE STACK, RESPONDENT

Sworn to and subscribed before me this 6 day of January, 2014.

SEAL

Notary Public in and for the State of Louisiana



OFFICIAL SEAL
DAWN S. AIME
NOTARY ID # 86726
STATE OF LOUISIANA
PARISH OF LIVINGSTON
My Commission is for Life

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 6th day of January, 20 14, by BRANDI NICOLE STACK, Registered Nurse License Number 747997, and said Order is final.

Effective this 11th day of February, 20 14.

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

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

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:
BRANDI NICOLE STACK
8856 EVENING SHADOW DR
DENHAM SPRINGS, LA 70726
Respondent

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CONSENT ORDER

TERMS AGREED TO BY LICENSEE

I, BRANDI NICOLE STACK, (Respondent), voluntarily agree to sign and have witnessed terms of agreement for the purpose of avoiding formal administrative proceedings with the Louisiana State Board of Nursing.

I, BRANDI NICOLE STACK, do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement.

I acknowledge that the Louisiana State Board of Nursing makes the following FINDINGS OF FACT:

1. On February 16, 2004, the registrant was licensed by examination to practice as a Registered Nurse in Louisiana.
2. On or about 2007, Respondent, failed to utilize appropriate judgment by taking pictures of pediatric patients and posting approximately 25- 30 photographs of 10- 15 different patients on her face book page.
3. Between May 2009, and July 2009, while employed as a Registered Nurse at Baton Rouge General Medical Center, Respondent initiated an IV and administered fluids to a close friend in the break room. Respondent failed to register him as a patient of the hospital, failed to create a patient record, failed to document any physician orders and failed to bill for the supplies used.

To facilitate submission of this Consent Agreement, I do not offer any defense to the FINDINGS OF FACTS. I agree that the Board has jurisdiction of this matter pursuant to L.R.S. 37:911 et seq. I admit to all of the above facts and I agree that there is sufficient evidence upon which to predicate a finding of violation of the provisions of L.R.S. 37:921. I agree that the Board may treat the allegations of fact and law as true, which finding shall have the same force and effect as if evidence and argument were presented in support of the allegations and, based thereon, the Board found the allegations to be true. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute a public record and is disciplinary action by the Board. I understand that this will be reported to Healthcare Integrity and Protection Data Bank (HIPDB) as: 10 Unprofessional Conduct; 29 Practicing Beyond the Scope of practice; misappropriation of Patient Property or Other Property.

Specify HIPDB Narrative: RN agreed to Consent Order Suspension with Stay and (2) two years probation after she took pictures of pediatric patients and posted them on her face book page. Furthermore, she initiated an IV and administered fluids to a friend and failed to register him as a patient, failed to create a patient record, failed to document physician orders and failed to bill for supplies.

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:

BRANDI NICOLE STACK
8856 EVENING SHADOW DR
DENHAM SPRINGS, LA 70726

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CONSENT ORDER

Respondent

TERMS AGREED TO BY LICENSEE (CONT'D)

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Nursing in resolving this matter and intend to comply with all stipulations of this order.

In order to avoid further administrative proceedings, I hereby consent to accept and abide by following ORDER of the Board: The license of this registrant is suspended, with a stay of the said suspension, and that the license is probated for (two) 2 years, with the following stipulations.

1. Within three (3) days upon receipt of this Order, send RN license to the Board office so that the license can be marked "probated".
2. Within 60 days, submit to comprehensive outpatient psychiatric, psychological, and substance abuse evaluation, at Respondent's expense, at a Board-recognized evaluation and treatment center; Shall authorize and cause a written report of the said evaluation to be submitted to the Board; Shall include the entire evaluation report including diagnosis, course of treatment, prescribed or recommended treatment, prognosis, and professional opinion as to registrant's capability of practicing nursing with reasonable skill and safety to patients.
3. Shall submit all pages of this agreement to each evaluator prior to the start of the evaluations in order for the evaluation to be deemed valid.
4. Immediately submit to all recommendations thereafter of the therapist, physician, or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professionals. This stipulation shall continue until the registrant is fully discharged by the respective professionals and until approved by the Board staff.
5. If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate, to the satisfaction of the Board, that she poses no danger to the practice of nursing or to the public and that she can safely and competently perform the duties of a registered nurse. If the Board approves continued licensure, the probation period, conditions or stipulations, may be revised to ensure that patients and the public are protected.
6. If found to be chemically dependent, immediately sign an agreement with the Recovering Nurse Program (RNP) and cause to have submitted evidence of compliance with all program requirements for a minimum of 3 years. License suspension with stay and probation shall be extended to run concurrently, on the same dates, with RNP participation.
7. Shall remain free of alcohol and all unprescribed mood altering substances. Any mood altering, addictive, or dependency-inducing substance must be currently prescribed for a bona fide medical condition by a physician (or other qualified treating prescriber(s)) knowledgeable about the individual's history and the information underlying the Board's concerns. All prescribed drugs must be verified in writing to the Board on a specified form by the prescribing

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:

BRANDI NICOLE STACK
8856 EVENING SHADOW DR
DENHAM SPRINGS, LA 70726

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CONSENT ORDER

Respondent

TERMS AGREED TO BY LICENSEE (CONT'D)

physicians/qualified prescriber(s) within five (5) days from the effective date of this agreement/order and within five (5) days from the date(s) of any new prescriptions. The Board reserves the right to have a LSBN recognized addictionist review and approve the prescriptions for continued nursing practice.

8. Shall maintain complete and total abstinence from any and all potentially addictive chemicals whether over-the-counter, scheduled or unscheduled (including but not limited to alcohol, alcohol containing products, marijuana, tranquilizers, sedatives, stimulants, narcotics, opioids including ultram (tramadol), nubain, soporifics, androgenic steroids, or any other addictive drug) except as prescribed for a bona fide medical condition by a healthcare provider who is knowledgeable in, and aware of Respondent's history with the Board.
9. Prior to beginning or returning to work, inform all nursing employers of these disciplinary measures and of the probationary status of license. Respondent is responsible to submit a copy of all pages of this agreement to each employer and nursing supervisor.
10. Within 5 days, shall cause all employers to submit to the Board, signed Employer's Agreement from each employer.
11. Have all immediate nursing supervisors submit a performance evaluation report quarterly, commencing from the first date of employment.
12. Work in a restrictive environment as a member of a treatment team rather than alone or with a few employees. Additionally, not be employed in any unsupervised setting. Must be directly supervised by an on-site registered nurse. Not be employed in agency/pool/staffing, home health services, or nursing homes.
13. Immediately (within 72 hours) inform the Board in writing of any change in address.
14. Immediately inform the Board in writing of all places of employment. If employment changes, the Board shall be immediately (within 72 hours) notified in writing.
15. If unemployed, inform the Board in writing on a quarterly basis.
16. Shall engage in the practice of professional nursing in Louisiana for a minimum of twenty four (24) hours per week for a minimum 12 consecutive months.
17. T1. Within 4 months, submit written evidence of completion of: 10 hours of LSBN staff approved continuing education hours to include the areas of: 5hrs Ethics and 5hrs scope of practice.
18. Within 3 months, submit payment of \$200.00 to the Board as cost of consent.
19. Within 12 months, submit payment of \$2500.00 to the Board as fine.
20. By the first of each month, submit a monthly probation fee of twenty-five dollars (\$25.00) to the Board, beginning January 1, 2009.
21. Not have any misconduct, criminal violations or convictions, or violations of any health care regulations reported to the Board related to this or any other incidents.
22. Quarterly reports are due on or before the first day of January, April, July, October.
23. Failure to comply with the above orders, receipt of an unfavorable report, or non-receipt of reports on or before the date due shall result in the immediate suspension of this registrant's license.
24. This suspension can be imposed by action of the Executive Director subject to the discretionary review of the Board.

LOUISIANA STATE BOARD OF NURSING
BATON ROUGE, LOUISIANA

IN THE MATTER OF:
BRANDI NICOLE STACK
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DENHAM SPRINGS, LA 70726

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CONSENT ORDER

Respondent

TERMS AGREED TO BY LICENSEE (CONT'D)

I, BRANDI NICOLE STACK, understand that this agreement is effective immediately upon signature of the Executive Director. It is also understood that this agreement does not preclude the Board of Nursing from requiring a formal hearing of my case. I further understand that should the Consent Agreement not be accepted by the Board, I agree that presentation to and consideration of the Consent Agreement, the documentary evidence and information by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding this registrant.

Dated this 11 day of Dec, 2009.

Brandi Nicole Stack
BRANDI NICOLE STACK

[Signature]
Witness

[Signature]
Witness

LOUISIANA STATE BOARD OF NURSING

Barbara L. Morvant 12/11/2009
Barbara L. Morvant, MN, RN Date
Executive Director

Louisiana State Board of Nursing

17373 Perkins Road

Baton Rouge, LA 70810

Telephone: (225) 755-7500 Fax: (225) 755-7582

<http://www.lsn.state.la.us>

March 24, 2010

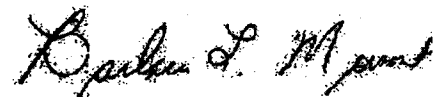
Ms. Brandi Nicole Stack
8856 Evening Shadow Dr
Denham Springs, LA 70726

**RE: ORDER Approving and Accepting
Consent Order**

Dear Ms. Stack:

This is official notification that the signed Consent Order submitted by you was approved and accepted by the Louisiana State Board of Nursing in a regularly scheduled meeting on March 17, 2010.

Sincerely,



Barbara L. Morvant, MN, RN
Executive Director

BLM/lr