



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
Vocational Nurse License Number 193176 §
issued to KONTINA RECHELLE BELL § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KONTINA RECHELLE BELL, Vocational Nurse License Number 193176, 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 informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on February 26, 2014.

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 vocational nursing in the State of Texas.
- 4. Respondent received a Certificate in Nursing from Shreveport-Bossier Vocational Technical College, Shreveport, Louisiana, on December 12, 2001. Respondent was licensed to practice vocational nursing in the State of Texas on April 13, 2004.
- 5. Respondent's vocational nursing employment history includes:

05/04 - 12/04	Unknown	
2005 - 2006	LVN	Castle Mannor Nursing Home Garland, Texas

Respondent's vocational nursing employment history continued:

2005 - 2006	LVN	Winters Park Nursing Home Garland, Texas
01/07 - 09/07	Unknown	
11/06 - 10/12	LVN	Doctor's Health Care Dallas, Texas
11/12 - Present	Charge Nurse	Senior Care Centers Garland, Texas

6. At the time of the incident, Respondent was employed as a Licensed Vocational Nurse with Doctor's Health Care, Dallas, Texas, and had been in this position for five (5) years and ten (10) months.
7. On or about October 2012, while employed with Doctor's Health Care, Dallas, Texas, Respondent improperly disposed of a blister pack containing twenty-seven (27) Hydrocodone 7.5mg tablets belonging to patient JP, in that she found the blister pack in the medication room and placed it in her back pack with the intention to dispose of it at a later time. Subsequently, on or about October 28, 2012, Respondent was pulled over by the Canton Police Department, Canton, Texas, for a speeding violation. Upon search of her vehicle, a blister pack containing twenty-seven (27) Hydrocodone 7.5mg tablets was found in her trunk under a spare tire. Respondent proceeded to inform the Canton Police Officer the medication belonged to one of her patients, JP. Further, on or about October 30, 2012, Respondent admitted to Doctor's Health Care staff that she had found the blister pack in the medication room and placed it in her back pack. Respondent's conduct left medications unaccounted for, was likely to deceive the hospital pharmacy, and placed the pharmacy in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that as she was inspecting the facility medication room, she found a blister pack that belonged to a patient that had passed away six (6) months prior. Respondent states she attempted to notify her manager, but was unable to do so. Respondent proceeded to place the blister pack in her bag and sat her bag at the nurses' station so it could be disposed off at a later time. Respondent states that she left the facility, not knowing the blister pack was in her bag, and placed her bag in her vehicle's trunk. Respondent states that her bag fell over in the trunk and the pill pack to fell out and slid under the spare tire; as a result, when she went back to work the next day, she did not see the pack and forgot completely about it. Respondent states she was pulled over in Louisiana, and after consenting to a vehicle search, a police officer found the blister pack in the trunk of her vehicle under her spare tire. Respondent realizes she made a bad decision and should have left the pills in the medication room.

9. Formal Charges were filed on November 25, 2013.
10. Formal Charges were mailed to Respondent on November 26, 2013.

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) and 22 TEX. ADMIN. CODE §217.12(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 Vocational Nurse License Number 193176, heretofore issued to KONTINA RECHELLE BELL, 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 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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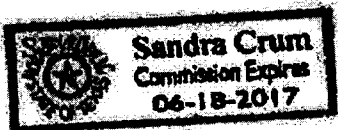
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I 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 10 day of March, 2014.

Kontina Rechele Bell
KONTINA RECHELLE BELL, Respondent

Sworn to and subscribed before me this 10th day of March, 2014.



[Signature]
Notary Public in and for the State of TEXAS

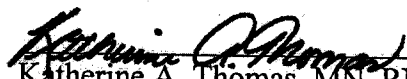
Approved as to form and substance. 11/11/14

Taralynn R. Mackay
TARALYNN R. MACKAY, R.N., J.D., Attorney for Respondent

Signed this 12th day of March, 2014.

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 10th day of March, 2014, by KONTINA RECHELLE BELL, Vocational Nurse License Number 193176, and said Order is final.

Effective this 12th day of March, 2014.


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