



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
Vocational Nurse License Number 318303
issued to MELISSA SUZANNE MURPHY

§ AGREED
§
§ ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of MELISSA SUZANNE MURPHY, Vocational Nurse License Number 318303, 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)(8), 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 May 20, 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 representation by counsel, 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 Vocational Nursing from Cossatot Technical College, Dequeen, Arkansas, on June 18, 2010. Respondent was licensed to practice vocational nursing in the State of Texas on January 16, 2014.
5. Respondent's nursing employment history includes:

10/10 - 12/10	LVN	Murfreesboro Nursing & Rehabilitation Murfreesboro, Tennessee
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01/11 - 10/11	Not employed in nursing	
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Respondent's nursing employment history continued:

11/11 - 09/12	LVN	Little River Nursing and Rehabilitation Ashdown, Arkansas
10/12 - 01/13	Not employed in nursing	
02/13 - 08/13	LVN	Mine Creek Health Care Nashville, Arkansas
Unknown - Present	LVN	Karnes City Rehabilitation & Nursing Center Karnes City, Texas

6. On or about March 28, 2014, Respondent's practical nurse license was Reprimanded by the Arkansas State Board of Nursing, Little Rock, Arkansas. A copy of the Letter of Reprimand dated March 28, 2014, is attached and incorporated, by reference, as part of this Order.
7. Regarding the conduct outlined in Finding of Fact Number Six (6), Respondent states that the vehicle in which the legend drugs were found was one that she relinquished to her ex-husband several months prior to them being found, and she had no information on what he had done with the vehicle.

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 Vocational Nurse License Number 318303, heretofore issued to MELISSA SUZANNE MURPHY, 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 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/compliance>.*

(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/compliance>.*

(3) RESPONDENT SHALL fully comply with all the terms and conditions of the Order of the Board issued to RESPONDENT on March 28, 2014, by the Arkansas Board of Nursing. RESPONDENT SHALL CAUSE the Arkansas Board of Nursing to submit quarterly reports, on forms provided by the Texas Board, that Respondent is in compliance with the Order of the Board, and RESPONDENT SHALL cause the Arkansas Board of Nursing to submit written verification of Respondent's successful completion of that Order. Evidence of compliance/completion with the terms of the Order of the Arkansas State Board of Nursing will be accepted as evidence of compliance/completion of the terms of this Order issued by the Texas Board of Nursing.

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.

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 5 day of August, 2014.

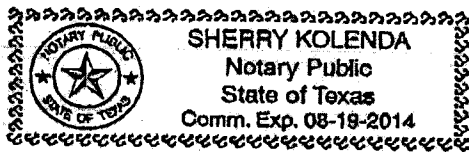
Melissa Suzanne Murphy
 MELISSA SUZANNE MURPHY, Respondent

Sworn to and subscribed before me this 5 day of August, 2014.

SEAL

Sherry Kolenda

Notary Public in and for the State of TX



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 5th day of August, 20 14, by MELISSA SUZANNE MURPHY, Vocational Nurse License Number 318303, and said Order is final.

Effective this 5th day of August, 20 14.



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



ARKANSAS STATE BOARD OF NURSING

1123 S. University Avenue, Suite 800 • Little Rock, Arkansas 72204
Phone: (501) 686-2700 • Fax: (501) 686-2714 • Web: www.arsbn.org

Sue A. Tedford, MNsc, RN
Executive Director

W. Fred Knight
General Counsel

CERTIFIED MAIL - RETURN RECEIPT REQUESTED
7008 0500 0001 4364 7038

March 28, 2014

MELISSA SUZANNE MURPHY
500 PURYEAR ST #4 C
NASHVILLE, AR 71852

RE: LETTER OF REPRIMAND
LPN LICENSE NUMBER L050610

Dear Ms. Murphy:

The Arkansas State Board of Nursing has received a complaint regarding your practice at Little River Nursing and Rehab, Ashdown, Arkansas. This Letter of Reprimand is being issued for violations of the Nurse Practice Act.

The Nurse Practice Act of the State of Arkansas, A.C.A. §17-87-309 (Amended 1999) and Arkansas State Board of Nursing Rules Chapter 7, Section IV state:

- (a) The board shall have sole authority to deny, suspend, revoke or limit any license to practice nursing or certificate of prescriptive authority issued by the board or applied for in accordance with the provisions of this chapter or to otherwise discipline a licensee upon proof that the person:
- (6) Is guilty of unprofessional conduct;
 - c. Failing to make entries, destroying entries, and/or making false entries in records pertaining to the giving of narcotics, drugs, or nursing care;
 - d. Unlawfully appropriating medications, supplies, equipment, or personal items of the patient or employer.

About March 13, 2013, legend drugs were found in your repossessed vehicle with the names of resident's who had lived at Little River Nursing and Rehab, your former employer. You were terminated from that facility about November 9, 2012. An investigator for Pharmacy Services, Arkansas Department of Health reviewed your documentation. The investigator noted that about June 7, 2012, you were assigned to a patient who was ordered Rocephan 1 gram. You noted administration to the resident in the nurse's notes but not on the medication administration record.

Board Members:

Karen Holcomb, RN- President • Richard Spivey, LPN- Vice President • Doris Scroggin, RN- Secretary • Gladwin Connell, D Min.- Treasurer
Patricia Staggs, LPN Cynthia Burroughs, PhD Clevesta Flannigan, LPN Ramonda Housh, MNsc APRN, CNP, C-PNP
Terri Imus, RN Tammy Mitchell, LPN Sandra Priebe, MSN, RN Cathleen Shultz,, PhD, RN Shela Upshaw, RN

Melissa Murphy
March 28, 2014
Letter of Reprimand
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The Arkansas State Board of Nursing therefore Orders that the license of Melissa Suzanne Murphy Goodwin Murphy Goodwin Murphy (Respondent) is reprimanded and the following conditions are to be met: Respondent is to provide evidence of completion within six (6) months of the courses "The Nurse and Professional Behaviors" and "Documentation for Nurses" and related papers.

This letter of reprimand is:

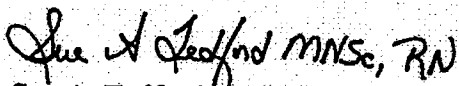
- public information
- made a part of your record
- scheduled to be reported in the ASBN newsletter following the disciplinary hearings
- reported to the National Council of State Boards of Nursing Disciplinary Data Bank and
- reported to the National Practitioner Data Bank

You should understand that evidence of a prior violation of the Nurse Practice Act may be used for purposes of determining sanctions in any future disciplinary matters.

You may request a hearing before the full Board in lieu of this Letter of Reprimand. You have thirty (30) days upon receipt of this letter to request a formal hearing before the Arkansas State Board of Nursing. The request must be sent in writing to the office of the Nursing Board.

You are responsible and accountable for your own practice. Please review the enclosed Grounds for Discipline.

Sincerely,


Sue A. Tedford, MNSc, RN
Executive Director

SAT/mat

Enclosure