



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.
Patricia A. Almanza
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
Vocational Nurse License Number 187020 §
issued to TRACI LYNN CARROLL § ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that TRACI LYNN CARROLL, hereinafter referred to as Respondent, Vocational Nurse License Number 187020, may be subject to discipline pursuant to Sections 301.452(b)(10)&(13) and 301.453, Texas Occupations Code.

An informal conference was held on June 3, 2014, at the office of the Texas Board of Nursing, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was represented by James R. Pratz, Attorney at Law. In attendance were Kristin Benton, MSN, RN, Director of Nursing; Kyle Hensley, Assistant General Counsel; Skylar Caddell, RN-BC, Nurse Investigator Specialist; Amanda Huerta, Investigator; and Robert Almanza, MSCJ, Lead Investigator.

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 notice and hearing, and consented 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 Weatherford College, Weatherford, Texas on August 16, 2002. Respondent was licensed to practice vocational nursing in the State of Texas on November 21, 2002.

5. Respondent's nursing employment history includes:

09/2002 - 09/2004	LVN	John Peter Smith Hospital Main Street Clinic Fort Worth, Texas
09/2004 - 10/2005	LVN	Glen Rose Medical Center Nursing Home Glen Rose, Texas
11/2005 - 12/2006	LVN	Community Care Granbury Granbury, Texas
01/2007 - 09/2008	LVN	Lake Granbury Internal Medicine & Pediatrics Granbury, Texas
09/2008 - 02/2011	LVN	Community Care Home Health Granbury, Texas
03/2011 - 05/2011	LVN	Granbury Care Center Granbury, Texas
06/2011 - 12/2011	LVN	Southern Concepts, Inc. Granbury, Texas
01/2012 - 06/2013	Unknown	
07/2013 - Present	LVN	Examination Management Services, Inc. Fort Worth, Texas

6. At the time of the initial incident, Respondent was employed as a LVN with Southern Concepts, Inc., Granbury, Texas, and had been in this position for less than one (1) week.
7. On or about July 2, 2011, while employed as a LVN with Southern Concepts, Inc., Granbury, Texas, a Home and Community Based Services provider, Respondent failed to timely intervene when she received a report from the case manager for patient Medicaid Number 422163301, that the patient had developed blisters to his bilateral feet. Instead of reporting the incident to her RN supervisor or going to assess the patient's feet, Respondent scheduled a nursing visit for the following day. Respondent's conduct deprived the patient of timely intervention to reduce further complications.
8. On or about July 3, 2011, while employed as a LVN with Southern Concepts, Inc., Granbury, Texas, a Home and Community Based Services provider, Respondent went out

to assess the aforementioned patient but he had already been to the Emergency Room and received a diagnosis of second (2nd) degree burns to his bilateral feet, treatment for his blisters including orders for twice a day burn care. Respondent instructed an unlicensed staff member on how to perform burn care without first assessing the patient's feet and ensuring that they had adequate supplies in the home. On July 5, 2011, Respondent reported the incident to her RN supervisor and returned to the patient's home and found that his dressings had not been properly applied. Respondent's conduct exposed the patient's unnecessarily to a risk of harm and infection in that the unlicensed staff did not have adequate training to provide proper care.

9. In response to the incidents in Findings of Fact Numbers Seven (7) through Eight (8), Respondent states that she was not on call for this facility, that she had never been to this facility, that she was unfamiliar with any of the parties involved including case manager, patient, or RN Supervisor, and that Respondent never instructed non-licensed staff to dress the wound. Respondent also states that she did notify a RN on the first day back after the holiday and states from the time of the reported injury until the patient was taken to the emergency room was less than 16 hours

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(s) of 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(C),(1)(D),(1)(G),(1)(M),(1)(P)&(2)(A) and 217.12(1)(A),(1)(D)&(4).
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 187020, heretofore issued to TRACI LYNN CARROLL, 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 LIMITED LICENSE 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 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) While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.

(2) SHOULD RESPONDENT desire to return to a clinical practice setting, which would require providing direct patient care, RESPONDENT SHALL petition the Board for such approval, at which time, the RESPONDENT MUST satisfy all then existing requirements for re-issuance of the privilege to provide direct patient care. Further, the Board may impose reasonable conditions that must be satisfied by the RESPONDENT before re-issuance of an unencumbered license.

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 to practice nursing in the State of Texas, as a consequence of my noncompliance.

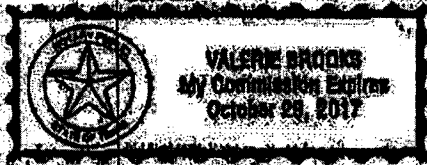
Signed this 19 day of August, 2014.

Traci Lynn Carroll
TRACI LYNN CARROLL, Respondent

Sworn to and subscribed before me this 19 day of August, 2014.

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SEAL



Notary Public in and for the State of Texas

Approved as to form and substance.

James R. Pratz
James R. Pratz, Attorney for Respondent

Signed this 19 day of August, 2014.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 19th day of August, 2014, by TRACI LYNN CARROLL, Vocational Nurse License Number 187020, and said Order is final.

Effective this 9th day of September, 2014.



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