



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 731941 §
issued to ALICE LOUISE HEITLAND § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ALICE LOUISE HEITLAND, Registered Nurse License Number 731941, 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) and 301.453, 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 April 16, 2014, 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 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 Degree in Nursing from Minot State University, Minot, North Dakota on May 15, 1986. Respondent was licensed to practice professional nursing in the State of Texas on July 24, 2006.
5. Respondent's nursing employment history includes:

07/2006 - 01/2009	RN	University of Texas Medical Branch Galveston, Texas
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Respondent's nursing employment history continued:

01/2009 - 11/2013 RN Seton Shoal Creek Hospital
Austin, Texas

12/2013 - Present Unknown

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Seton Shoal Creek Hospital, Austin, Texas, and had been in this position for three (3) years and ten (10) months.
7. On or about November 17, 2013, while employed as a Registered Nurse with Seton Shoal Creek Hospital, Austin, Texas, Respondent held Patient VR109879's nose closed in an attempt to get him to swallow his medications. Respondent's conduct was likely to injure the patient in that it exposed the patient unnecessarily to a risk of experiencing delayed distress which may not be recognized or felt by the patient until harmful consequences occur.
8. In response to Finding of Fact Number Seven (7), Respondent states: "I was assigned care of the patient who was diagnosed with Catatonia. I entered the patient's room to give him his bedtime medication. He was lying on his bed with his eyes open. When I put the cup with two dissolvable medications to his mouth and he opened his mouth. I put the two melts in his mouth and held the cup of water up to his mouth to drink. He took a mouthful of water, did not swallow then flopped back down on the bed. I asked him repeatedly to swallow and once again he was unresponsive. I was very fearful he would choke on the water since it was still in his mouth and he was lying flat. I instinctively put my fingers to his nose and closed the top of his nares for about three seconds. He immediately swallowed and sat up.
9. On November 6, 2014, the Respondent completed a course in Nursing Jurisprudence and Ethics, which would have been a requirement of this Order. On October 24, 2014, the Respondent completed a course in Sharpening Critical Thinking Skills, which would have been a requirement of this Order.

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)(B)&(1)(M) and 22 TEX. ADMIN. CODE §217.12(1)(B) &(4).

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 731941, heretofore issued to ALICE LOUISE HEITLAND, 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 Texas Board of Nursing 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 "Detecting and Preventing Abuse and Neglect ...," a five (5) contact hour workshop presented in various locations by the Texas Department of Aging and Disability Services.

In order to receive credit for completion of this workshop, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this workshop 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. *Information regarding Board-approved courses may be found at the following Board website address:*

<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR(S) OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE, AS APPROPRIATE, WILL NOT APPLY TO THIS STIPULATION PERIOD:

(2) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and

all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(3) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(4) While under the terms of this Order, RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office. Further, RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency while under the terms of this Order.

(5) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year(s) of employment as a nurse.

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

Signed this 12 day of November, 2014.

Alice Louise Heitland
ALICE LOUISE HEITLAND, RESPONDENT

Sworn to and subscribed before me this 12th day of November, 2014.



D. Hampton
Notary Public in and for the State of Texas

Approved as to form and substance.

Taralynn R. Mackay
TARALYNN MACKAY, Attorney for Respondent

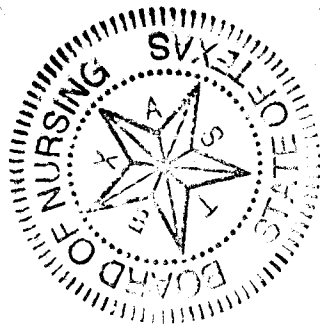
Signed this 17th day of November 2014

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 12th day of November, 2014, by ALICE LOUISE HEITLAND, Registered Nurse License Number 731941, and said Order is final.

Effective this 9th day of December, 2014.



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



I certify this to be a true copy of the records on file with the Texas Board of Nursing.
Date: 12/11/14
Signed: [Signature]

Texas Board of Nursing
333 Guadalupe Street, Suite 3-460
Austin, Texas 78701
(512) 305-6838

VERIFICATION OF COURSE COMPLETION

Regarding: Alice Heitland License Number: 731941
(Name of Licensed Vocational Registered Nurse)

This is to certify that the above identified nurse has successfully completed the course
entitled Ethics / Jurisprudence
(Name of Course)
on November 6, 2014
(Date)

Instructor's Name: V. Yvette Cheek

Instructor's RN License Number: 554041

Approved Provider's Name: Professional Healthcare Education Service, Inc.

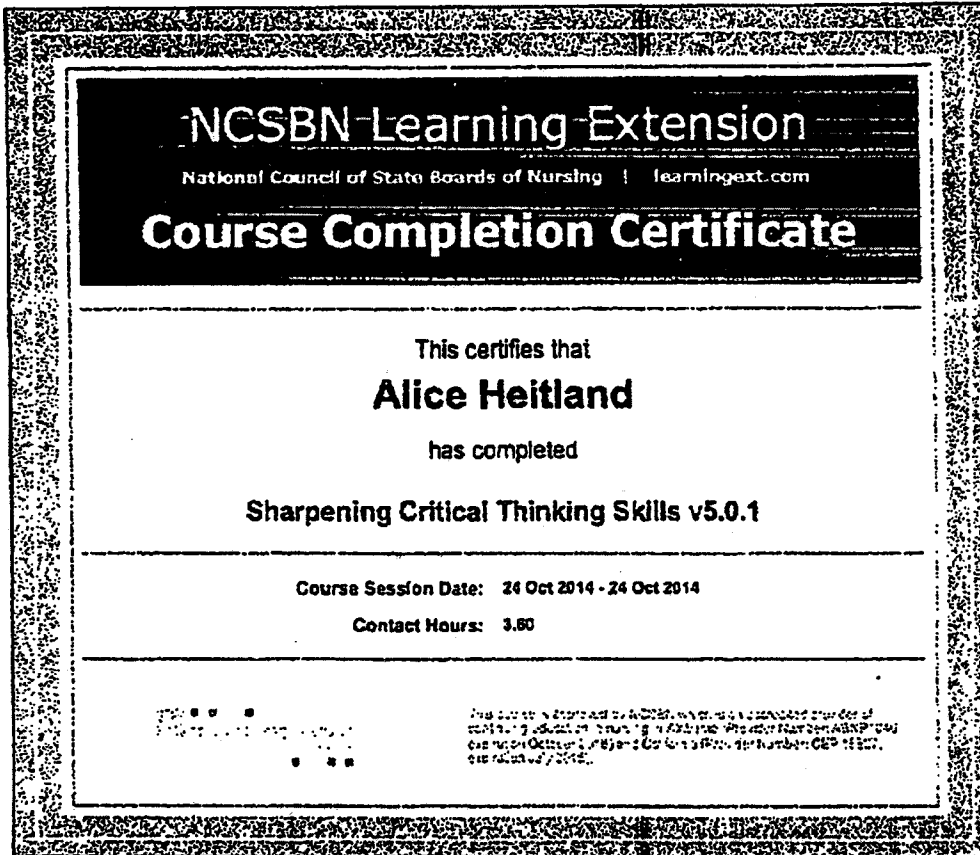
Signature: V. Yvette Cheek

Title: Director of Education

Telephone Number: 281-313-7437

Should you have any questions, please do not hesitate to contact the Board's office at the above address or phone number.

Return to: **Monitoring**
Texas Board of Nursing
333 Guadalupe Street, Suite 3-460
Austin, Texas 78701



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