



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

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In the Matter of § AGREED ORDER  
Registered Nurse License Number 729620 § FOR DEFERRED DISCIPLINE &  
issued to JANA PRICE KUEHNE § KSTAR PILOT PROGRAM

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JANA PRICE KUEHNE, Registered Nurse License Number 729620, 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 notice and hearing and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on October 16, 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 notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Baccalaureate Degree in Nursing from Texas Women's University, Denton, Texas on May 13, 2006. Respondent was licensed to practice professional nursing in the State of Texas on June 22, 2006.
5. Respondent's nursing employment history includes:

6/2006 - 8/2006	Staff Nurse	UTSW Zale Lipshy Hospital Dallas, Texas
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Respondent's nursing employment history continued:

9/2006 - 12/2007	Staff Nurse	HCA Green Oaks Hospital Dallas, Texas
1/2008 - 4/2008	Staff Nurse	Baylor Healthcare System Irving, Texas
5/2008 - 7/2008	Unknown	
8/2008 - 8/2009	Staff Nurse	Texas Health Harris Methodist Fort Worth, Texas
9/2009 - 11/2009	Unknown	
12/2009 - 12/2010	Staff Nurse	Maxim Staffing Solutions Dallas, Texas
8/2010 - 2/2013	Staff Nurse	Dallas Independent School District Dallas, Texas
3/2014 - 4/2013	Unknown	
4/2013 - 6/2013	Staff Nurse	USPI Baylor Surgicare Mansfield, Texas
7/2013 - 11/2013	Unknown	
12/2013 - 5/2014	Staff Nurse	Pediatric Home Healthcare Dallas, Texas
6/2014 - 7/2014	Unknown	
7/2014 - Present	Staff Nurse	Heritage Home Health Care Duncanville, Texas

6. At the time of the initial incident, Respondent was employed as a Staff Nurse with Dallas Independent School District, Dallas, Texas, and had been in this position for two (2) years and one (1) month.
7. On or about September 27, 2012, through October 17, 2012, while employed as an RN with Earhart Elementary Health Clinic, Dallas, Texas, Respondent miscalculated the dosage of Valproic Acid, and on two occasions administered it in excess of the prescribed amount to

Student ID# 408063. Further, Respondent twice, while titrating the medication for prescribed increasing dosages, delegated staff to administer incorrect and excessive dosages of Valproic Acid, which staff administered on seven separate occasions before the errors were discovered. Respondent's conduct was likely to injure the student from complications of over dosage of Valproic Acid, including somnolence and liver toxicity.

8. In response to the incidents in Finding of Fact Number Seven (7), Respondent takes accountability for her error and risk of potential harm to which the student was exposed. In addition, she believes that the errors had external factors, including: lack of clear communication from the parent, absence of appropriate equipment, and lack of assistance from her home school.
9. On or about September 4, 2013, Respondent completed a Board approved course in Nursing Jurisprudence and Ethics.
10. On or about October 11, 2013, Respondent completed a Board approved course in Sharpening Critical Thinking Skills.
11. On or about December 11, 2013, Respondent completed a Board approved course in Medication Administration.

#### 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),(1)(B),(1)(C)&(1)(M). and 22 TEX. ADMIN. CODE §217.12(1)(A),(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 729620, heretofore issued to JANA PRICE KUEHNE.

#### TERMS OF ORDER

##### **I. SANCTION AND APPLICABILITY**

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **WARNING WITH STIPULATIONS, DEFERRED**, in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. Respondent may not work outside the State of Texas in another nurse licensure compact party state without first obtaining the written permission of the Texas Board of Nursing and the Board of Nursing in the nurse licensure compact party state where Respondent wishes to work.

## II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT agrees to 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.

Further, RESPONDENT SHALL not commit any violation of 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.* **for a period of five (5) years from the date of this Order.**

## III. KNOWLEDGE, SKILLS, TRAINING, ASSESSMENT AND RESEARCH (KSTAR) PILOT PROGRAM

IT IS AGREED and ORDERED that RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the Knowledge, Skills, Training, Assessment and Research (KSTAR) Pilot Program and RESPONDENT SHALL:

- (A) Within forty-five (45) days of entry of this Order, apply to and enroll in the KSTAR Pilot Program, including payment of any fees and costs, unless otherwise agreed in writing;
- (B) Submit to an individualized assessment designed to evaluate RESPONDENT'S nursing practice competency and to support a targeted remediation plan;

- (C) Follow all requirements within the remediation plan, if any;
- (D) Successfully complete a Board-approved course in Texas nursing jurisprudence and ethics as part of the KSTAR Pilot Program; and
- (E) Provide written documentation of successful completion of the KSTAR Pilot Program to the attention of Monitoring at the Board's office.

**IV. FURTHER COMPETENCY ISSUES AND VIOLATIONS**

IT IS FURTHER AGREED, SHOULD RESPONDENT'S individualized KSTAR Pilot Program assessment identify further competency issues and violations of the Nursing Practice Act, including inability to practice nursing safely, further disciplinary action, up to and including revocation of Respondent's license(s) to practice nursing in the State of Texas, may be taken based on such results in the assessments.

**V. EFFECT OF DEFERRED DISCIPLINE**

Upon successful completion of the stipulated requirements 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.

Upon the successful completion of the required five (5) year period of deferral, the complaint or complaints which formed the basis for this action will be dismissed and this Order will be made confidential to the same extent as a complaint filed under Section 301.466, Texas Occupations Code.

Until such time that this Order is made confidential, this Order is subject to disclosure in accordance with applicable law.

Should an additional allegation, complaint, accusation, or petition be reported or filed against Respondent prior to the time this Order is made confidential, the deferral period shall be extended until the allegation, accusation, or petition has been finally acted upon by the Board.

Should RESPONDENT commit a subsequent violation of the Nursing Practice Act or Board Rules, this Order shall be treated as prior disciplinary action.

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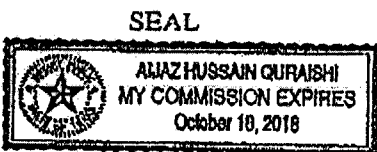
RESPONDENT'S CERTIFICATION

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 entry of this 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 possible 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.

Jana Price Kuehne  
JANA PRICE KUEHNE, Respondent

Sworn to and subscribed before me this 21<sup>th</sup> day of Nov, 2014



Amiaz Hussain Quraishi  
Notary Public in and for the State of Tx

Approved as to form and substance.  
Nancy Roper Willson  
Nancy Roper Willson, Attorney for Respondent

Signed this 19 day of November, 2014

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order for Deferred Discipline that was signed on the 12th day of November, 2014, by JANA PRICE KUEHNE, Registered Nurse License Number 729620, and said Order is final.

Effective this 22nd day of January, 2015.



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