

In the Matter of
Permanent Registered Nurse
License Number 802139 &
Permanent Vocational Nurse
License Number 191392
Issued to MICHELLE ANTOINETTE RICHARDSON,
Respondent

§ BEFORE THE TEXAS
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§ BOARD OF NURSING

ORDER OF TEMPORARY SUSPENSION

TO: MICHELLE ANTOINETTE RICHARDSON
2800 NASA PARKWAY #501
SEABROOK, TX 77586

A public meeting of the Texas Board of Nursing was held on February 2, 2015 at 333 Guadalupe, Room 3-460, Austin, Texas, in which the Temporary Suspension of Permanent Registered Nurse License Number 802139, and Permanent Vocational Nurse License Number 191392, issued to MICHELLE ANTOINETTE RICHARDSON was considered pursuant to Section 301.455, TEXAS OCCUPATIONS CODE. Staff of the Texas Board of Nursing appeared and presented information and evidence concerning the conduct of MICHELLE ANTOINETTE RICHARDSON and whether her continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charges are substantiated:

1. On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew two (2) milligrams of Lorazepam, six (6) milligrams of Hydromorphone and twenty-four (24) milligrams of Morphine from the Medication Dispensing System for patients without a valid physician's order. Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
2. On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew four (4) milligrams of Lorazepam, one (1) tab of Hydrocodone, four (4) milligrams of Hydromorphone, and ten (10) milligrams of Morphine from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms and responses to the



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.
Michelle A. Richardson
Executive Director of the Board

medications in the patients Medication Administration Records and/or nurses notes. Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

3. On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew four (4) milligrams of Lorazepam, eight (8) milligrams of Hydromorphone, forty-four (44) milligrams of Morphine, and one (1) tab of Hydrocodone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications. 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.
4. On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent misappropriated Lorazepam, Hydromorphone, Morphine, and Hydrocodone belonging to the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
5. On or about November 23, 2012, and December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent falsely documented the administration of four (4) milligrams of Morphine, one (1) tab of Hydrocodone and one (1) milligram of Dilaudid in the Medication Administration Records of Patient Medical Record Numbers 109414817 and 109480450. Respondent's conduct created an inaccurate medical record and failure to administer medications as ordered by the physicians could have resulted in non-efficacious treatment.
6. On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew four (4) milligrams of Hydromorphone from the Medication Dispensing System for patients without a valid physician's order. Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
7. On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew thirteen (13) milligrams of Hydromorphone from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms and responses to the medications in the patients Medication Administration Record and/or nurses notes. Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
8. On or about March 13, 2013, through March 14, 2013, while employed as a Registered

Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew thirteen (13) milligrams of Hydromorphone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications. 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.

9. On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent misappropriated Hydromorphone from the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
10. On or about March 13, 2013, and March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent falsely documented the administration of three (3) milligrams of Dilaudid in the Medication Administration Records of Patient Medical Record Numbers 187217 and 187360, when there were no medication withdrawals from the Medication Dispensing System associated with the time or date of administration. Respondent's conduct created an inaccurate medical record and failure to administer medications as ordered by the physicians could have resulted in non-efficacious treatment.
11. On or about September 5, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew two (2) milligrams of Hydromorphone from the Medication Dispensing System for Patient 202386934, without a valid physician's order. Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
12. On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew twenty (20) milligrams of Morphine and six (6) milligrams of Hydromorphone from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms and responses to the medications in the patients Medication Administration Record and/or nurses notes. Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
13. On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew ten (10) milligrams of Morphine and six (6) milligrams of Hydromorphone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications. 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.
14. On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent misappropriated Morphine and Hydromorphone from the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients

of the cost of the medications.

15. On or about September 4, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent lacked fitness to practice nursing in that she showed signs of impaired behavior to include: having a difficult time staying on task, completing tasks, and following procedures; confusing medications, fidgeting, labile emotions, appeared anxious, flushed, was rambling when speaking, scratching and picking at herself, and it was noted there were puncture like marks on her hands. Additionally, Respondent was requested to take a urine drug screen, and submitted a specimen which came back as "substituted."

The Texas Board of Nursing further finds that, given the nature of the charges, the continued practice of nursing by MICHELLE ANTOINETTE RICHARDSON constitutes a continuing and imminent threat to public welfare and that the temporary suspension of Permanent Registered Nurse License Number 802139, and Permanent Vocational Nurse License Number 191392, is justified pursuant to Section 301.455, TEXAS OCCUPATIONS CODE.


NOW, THEREFORE, IT IS ORDERED that Permanent Registered Nurse License Number 802139, and Permanent Vocational Nurse License Number 191392, issued to MICHELLE ANTOINETTE RICHARDSON, to practice nursing in the State of Texas be, and the same is/are, hereby SUSPENDED IMMEDIATELY in accordance with Section 301.455, TEXAS OCCUPATIONS CODE.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than seventeen (17) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61st day following the date of the entry of this order.

Entered this 2nd day of February, 2015.

TEXAS BOARD OF NURSING

BY:


KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR

In the Matter of
 Permanent Registered Nurse
 License Number 802139 &
 Permanent Vocational Nurse
 License Number 191392
 Issued to MICHELLE ANTOINETTE RICHARDSON,
 Respondent

§ BEFORE THE TEXAS
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 § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, MICHELLE ANTOINETTE RICHARDSON, is a Registered Nurse holding License Number 802139, which is in current status at the time of this pleading, and is a Vocational Nurse holding License Number 191392, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew Lorazepam, Hydromorphone and Morphine from the Medication Dispensing System for patients without a valid physician's order, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Order
11/23/12	1550	109415352	Lorazepam 2mg (1)	None
11/23/12	1559	109414817	Hydromorphone 2mg (1)	None
11/23/12	1929	109414817	Hydromorphone 2mg (1)	None
11/23/12	2038	109416607	Morphine Sulfate 4mg (1)	None (ordered at 2240)
11/29/12	1910	109450534	Morphine Sulfate 10mg (1)	None
11/30/12	0405	109451170	Hydromorphone 2mg (1)	None
12/04/12	1642	109478392	Morphine Sulfate 10mg (1)	None

Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(3), and 22 Tex. Admin. Code §217.12(1)(A),(1)(B),(4)&(11)(B).

CHARGE II.

On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew Lorazepam, Hydrocodone, Hydromorphone, and Morphine from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms, and responses to the medications in the patients Medication Administration Records and/or nurses notes, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	MAR	Nurses Notes
11/23/12	1550	109415352	Lorazepam 2mg (1)	None	None
11/23/12	1558	109415352	Lorazepam 2mg (1)	None	None
11/23/12	1820	109414665	Hydrocodone/APAP 5/325 (1)	None	None
11/23/12	1929	109414817	Hydromorphone 2mg (1)	None	None
11/30/12	0405	109451170	Hydromorphone 2mg (1)	0405 "not administered"	None
12/04/12	2030	109480450	Morphine 10mg (1)	None	None

Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4)&(1)(B).

CHARGE III.

On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent withdrew Lorazepam, Hydromorphone, Morphine, and Hydrocodone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Order	MAR	Nurses Notes
11/23/12	1550	109415352	Lorazepam 2mg (1)	None	None	None	None
11/23/12	1558	109415352	Lorazepam 2mg (1)	None	1559 Lorazepam 2mg IV Once PRN Agitation	None	None
11/23/12	1559	109414817	Hydromorphone	None	None	1610 1mg	None

			2mg (1)				
11/23/12	1820	109414665	Hydrocodone/APAP 5/325 (1)	None	(?)Vicodin 1-2 tab PC Q4H PRN Pain	None	None
11/23/12	1929	109414817	Hydromorphone 2mg (1)	None	None	None	None
11/23/12	2038	109416607	Morphine Sulfate 4mg (1)	None	None (ordered at 2240)	2035 2mg	None
11/29/12	1910	109450534	Morphine Sulfate 10mg (1)	None	None	1917 4mg	None
11/30/12	0405	109451170	Hydromorphone 2mg (1)	None	None	0405 "not administered"	None
12/04/12	1544	109477720	Morphine Sulfate 10mg (1)	None	Morphine 2/4mg IVP Q4H PRN Pain (TORB by Respondent)	1555 4mg	1504-Pt has a "0" pain scale assessed by another RN
12/04/12	1642	109478392	Morphine Sulfate 10mg (1)	None	None	1647 4mg	None
12/04/12	None	109414817	None	None	Hydrocodone 5/325 PO Q4H PRN Pain	1905 1tab	None**
12/04/12	2030	109480450	Morphine 10mg (1)	None	2030 Morphine 4mg IV Once	None (documented at 2127-almost an hour late)	None
12/04/12	None	109480450	None	None	Dilaudid 1mg IVQ4H PRN Pain	2220 1mg	None**
12/05/12	0335	109480450	Hydromorphone 2mg (1)	None	Dilaudid 1mg IVQ4H PRN Pain	0337 1mg	None

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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)&(1)(B), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

CHARGE IV.

On or about November 23, 2012, through December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent misappropriated Lorazepam, Hydromorphone, Morphine, and Hydrocodone belonging to the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section

301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(G),(8),(10)(E)&(11)(B).

CHARGE V.

On or about November 23, 2012, and December 4, 2012, while employed as a Registered Nurse with Clear Lake Regional Medical Center, Webster, Texas, Respondent falsely documented the administration of four (4) milligrams of Morphine, one (1) tab of Hydrocodone and one (1) milligram of Dilaudid in the Medication Administration Records of Patient Medical Record Numbers 109414817 and 109480450, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Order	MAR	Nurses Notes
11/23/12	1610	109414817	Morphine Sulfate 4mg (1)	1611 2mg	1615 Morphine 2mg IV Once	1645 4mg	None
12/04/12	None	109414817	None	None	Hydrocodone 5/325 PO Q4H PRN Pain	1905 1tab	None
12/04/12	None	109480450	None	None	Dilaudid 1mg IVQ4H PRN Pain	2220 1mg	None

Respondent's conduct created an inaccurate medical record and failure to administer medications as ordered by the physicians could have resulted in non-efficacious treatment.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(H)&(10)(B).

CHARGE VI.

On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew Hydromorphone from the Medication Dispensing System for patients without a valid physician's order, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Order
03/13/13	1719	187229	Hydromorphone 2mg (1)	None*
03/14/13	1609	187321	Hydromorphone 2mg (1)	None**

* Order was for a 1 time dose of 2mg IV Once and was given at 1545 by another nurse

**Order was for a 1 time dose given at 1457 by another nurse

Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(3), and 22 Tex. Admin. Code §217.12(1)(A),(1)(B),(4)&(11)(B).

CHARGE VII.

On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew Hydromorphone from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms and responses to the medications in the patients Medication Administration Record and/or nurses notes, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	MAR	Nurses Notes
03/13/13	2012	187217	Hydromorphone 2mg (1)	None	None
03/13/13	1343	187142	Hydromorphone 1mg (1)	None	None
03/13/13	1348	187142	Hydromorphone 1mg (1)	None	None
03/13/13	1719	187229	Hydromorphone 2mg (1)	None	None
03/14/13	1609	187321	Hydromorphone 2mg (1)	None	None
03/14/13	1921	187339	Hydromorphone 2mg (1)	None	None
03/14/13	1954	187339	Hydromorphone 2mg (1)	None	None
03/14/13	2022	197360	Hydromorphone 1mg (1)	None	None

Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4)&(11)(B).

CHARGE VIII.

On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent withdrew Hydromorphone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Order	MAR	Nurses Notes
03/13/13	2012	187217	Hydromorphone 2mg (1)	None	Dilaudid 2mg IV Q6H PRN	None	None

03/13/13	1343	187142	Hydromorphone 1mg (1)	None	Dilaudid 1mg IV Q2H PRN Pain	None	None
03/13/13	1348	187142	Hydromorphone 1mg (1)	None	Dilaudid 1mg IV Q2H PRN Pain	None	None
03/13/13	1719	187229	Hydromorphone 2mg (1)	None	None	None	None
03/14/13	1609	187321	Hydromorphone 2mg (1)	None	None	None	None
03/14/13	1921	187339	Hydromorphone 2mg (1)	None	Dilaudid 2mg Q6H PRN	None	None
03/14/13	1954	187339	Hydromorphone 2mg (1)	None	Dilaudid 2mg Q6H PRN	None	None
03/14/13	2022	197360	Hydromorphone 1mg (1)	None	Dilaudid 1mg Q6H PRN Pain	None	None

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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)&(1)(B), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

CHARGE IX.

On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent misappropriated Hydromorphone from the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(G),(8),(10)(E)&(11)(B).

CHARGE X.

On or about March 13, 2013, through March 14, 2013, while employed as a Registered Nurse with St. Luke's Patients Medical Center, Pasadena, Texas, Respondent falsely documented the administration of three (3) milligrams of Dilaudid in the Medication Administration Records of Patient Medical Record Numbers 187217 and 187360, when there were no medication withdrawals from the Medication Dispensing System associated with the time or date of administration, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Order	MAR	Nurses Notes
03/13/13	None	187217	None	None	Dilaudid 2mg IVQ6H PRN	1800	None

03/14/13	None	187360	None	None	Dilaudid 1mg Q6H PRN Pain	1800	None
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Respondent's conduct created an inaccurate medical record and failure to administer medications as ordered by the physicians could have resulted in non-efficacious treatment.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE § 217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE § 217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(H)&(10)(B).

CHARGE XI.

On or about September 5, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew Hydromorphone from the Medication Dispensing System for Patient 202386934 without a valid physician's order, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Order
09/05/14	0931	202386934	Hydromorphone 2mg (1)	None

Respondent's conduct was likely to injure the patients, in that the administration of medications without a valid physician's order could result in the patient suffering from adverse reactions, and Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE § 217.11(1)(A),(1)(B),(1)(C)&(3), and 22 Tex. Admin. Code § 217.12(1)(A),(1)(B),(4)&(11)(B).

CHARGE XII.

On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew Morphine and Hydromorphone from the Medication Dispensing System for patients but failed to document or completely and accurately document the administration of the medications, including signs, symptoms, and responses to the medications in the patients Medication Administration Record and/or nurses notes, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	MAR	Nurses Notes
09/05/14	0931	202386934	Hydromorphone 2mg (1)	None	None*
09/05/14	1453	202390985	Morphine 10mg (1)	None	None
09/08/14	1453	202400537	Hydromorphone 2mg (1)	None	None
09/08/14	1235	202400958	Morphine 10mg (1)	1329 4mg *	None

09/09/14	1050	202405767	Hydromorphone 2mg (1)	1056 1mg	None
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*documented administration almost an hour after withdrawn and over an our after the STAT order

Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4)&(11)(B).

CHARGE XIII.

On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent withdrew Morphine and Hydromorphone from the Medication Dispensing System for patients but failed to follow the facility's policy and procedures for wastage of any of the unused portions of the medications, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Order	MAR	Nurses Notes
09/05/14	0931	202386934	Hydromorphone 2mg (1)	None	None	None	None*
09/05/14	1453	202390985	Morphine 10mg (1)	8mg	1350 Morphine 2mg IVP Once	None	None
09/08/14	1453	202400537	Hydromorphone 2mg (1)	1456 1mg	1505 Dilaudid 1mg IVP Once STAT	None	None
09/09/14	1050	202405767	Hydromorphone 2mg (1)	None	Dilaudid 1mg	1056 1mg	None

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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)&(1)(B), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

CHARGE XIV.

On or about September 5, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent misappropriated Morphine and Hydromorphone from the facility or patients thereof or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(G),(8),(10)(E)&(11)(B).

CHARGE XV.

On or about September 4, 2014, through September 9, 2014, while employed as a Registered Nurse with Houston Northwest Medical Center, Respondent lacked fitness to practice nursing in that she showed signs of impaired behavior to include: having a difficult time staying on task, completing tasks, and following procedures; confusing medications, fidgeting, labile emotions, appeared anxious, flushed, was rambling when speaking, scratching and picking at herself, and it was noted there were puncture like marks on her hands. Additionally, Respondent was requested to take a urine drug screen, and submitted a specimen which came back as "substituted."

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10),(12)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(B)&(1)(T) and 217.12(1)(A),(1)(B),(1)(E),(4)&(5).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

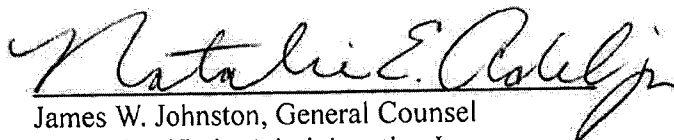
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, for Fraud, Theft and Deception, which can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

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Filed this 2nd day of December, 2015.

TEXAS BOARD OF NURSING



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