



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 Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
Registered Nurse License Number 828413 §
issued to JOY DIAL ANSLEY § ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that JOY DIAL ANSLEY, Registered Nurse License Number 828413, hereinafter referred to as Respondent, 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 December 2, 2014, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Respondent appeared in person. Respondent was represented by John Rivas, Attorney at Law. In attendance were Kristin Benton, MSN, RN, Director of Nursing, Executive Director's Designee; Natalie Adelaja, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; Skylar Caddell, RN-BC, Nurse Investigator Specialist; Elena Wolfe, Investigator; and Danielle Groux, MSN, RN, 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(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 Certificate in Vocational Nursing from Northeast Mississippi Community College, Booneville, Mississippi, on December 14, 1984, and received an Associate Degree in Nursing from Northeast Mississippi Community College, Booneville, Mississippi, on May 14, 1993. Respondent was licensed to practice vocational nursing in the State of Mississippi on June 6, 1985, was licensed to practice professional nursing in the State of Mississippi on September 15, 1993, and was licensed to practice professional nursing in the State of Texas on November 28, 2012.

5. Respondent's nursing employment history includes:

6/1985 - 8/1989	Staff/Charge Nurse	Pickwick Manor Iuka, Mississippi
8/1989 - 5/1993	Staff/Charge Nurse	Iuka Nursing Facility Iuka, Mississippi
5/1993 - 10/2001	Staff Development Coordinator	Alcorn Care Inn Corinth, Mississippi
10/2001- 6/2003	Nurse Case Manager	Tishomingo Manor Iuka, Mississippi
7/2003	Unknown	
8/2003 - 2/2004	Staff Nurse	North Mississippi Medical Center Tupelo, Mississippi
2/2004 - 6/2007	Staff Nurse	Heart to Heart Hospice Belmont, Mississippi
7/2007 - 5/2008	Staff Nurse	The Meadows of Fulton Fulton, Mississippi
5/2008 - 6/2010	Home Health Nurse	Northwest Home Health Russellville, Alabama
7/2010	Unknown	
8/2010 - 6/2012	Infection Control Nurse	Terrace Manor Russellville, Alabama
7/2012 - 1/2014	Home Health Nurse	IntegraCare Home Health Wichita Falls, Texas

Respondent's nursing employment history continued:

2/2014 - 4/2014	Staff Nurse	Monterey Care Center Wichita Falls, Texas
5/2014 - Present	Staff Nurse	Care Inn of Abilene Abilene, Texas

6. At the time of the initial incident, Respondent was employed as a Home Health Nurse with IntegraCare Home Health, Wichita Falls, Texas, and had been in that position for five (5) months.
7. On or about January 15, 2014, while employed as a Home Health Nurse with IntegraCare Home Health, Wichita Falls, Texas, Respondent failed to complete a skilled nursing visit to Patient Medical Record Number WF100001449801, and failed to notify the appropriate personnel that this visit was not completed. Instead, Respondent completed a phone assessment and falsely documented in the patient's medical record, four (4) days later, that a full assessment was completed, including vital signs and the signature of the patient. Respondent's conduct was deceptive, resulted in an inaccurate medical record, and was likely to injure the patient from possibly undetected changes of condition.
8. On or about January 21, 2014, while employed as a Home Health Nurse with IntegraCare Home Health, Wichita Falls, Texas, Respondent failed to complete skilled nursing visits to four (4) assigned patients and failed to notify the appropriate personnel that these visits were not completed. Instead, Respondent falsely documented in the patients' medical records that these visits were completed. Respondent's conduct was deceptive, resulted in an inaccurate medical record, and was likely to injure the patients from possibly undetected changes of condition.
9. In response to the incidents in Findings of Fact Numbers Seven (7) through Eight (8), Respondent admits to completing a phone assessment of Patient Medical Record Number WF100001449801 on January 15, 2014, and subsequently falsely documenting a complete assessment and patient signature four (4) days later. Additionally, Respondent admits to failing to complete skilled nursing visits to four (4) of her assigned patient's on January 21, 2014, and falsely documenting in the patient's medical records that these visits were completed.
10. Formal Charges were filed on July 23, 2014.
11. Formal Charges were mailed to Respondent on July 25, 2014.

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)(D),(1)(I),(1)(P)&(3)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(H)&(12).
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 828413, heretofore issued to JOY DIAL ANSLEY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REPRIMAND WITH STIPULATIONS AND FINE** 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.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for

licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the effective date of this Order, unless otherwise specifically indicated:**

- A. **A Board-approved course in Texas nursing jurisprudence and ethics** that 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. Home study courses and video programs will not be approved.
- B. **A Board-approved course in nursing documentation** that shall be a minimum of six (6) hours in length. The course's content shall include: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. Home study courses and video programs will not be approved.
- C. **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/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

IV. MONETARY FINE

RESPONDENT SHALL **pay a monetary fine in the amount of five hundred dollars (\$500.00) within forty-five (45) days of entry of this Order.** Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours per month for eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) quarterly periods of employment as a nurse have elapsed. Any quarterly period without continuous employment with the same employer for all three (3) months will not count towards completion of this requirement. 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 period and will not count towards completion of this requirement.

- A. Notifying Present and Future Employers:** RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. Indirect Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this Order, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

- D. Incident Reporting:** For the remainder of the stipulation/probation period, 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. RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- E. Nursing Performance Evaluations:** 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 and these reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month quarterly period for eight (8) quarters [two (2) years] of employment as a nurse.

VI. RESTORATION OF UNENCUMBERED LICENSE(S)

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.

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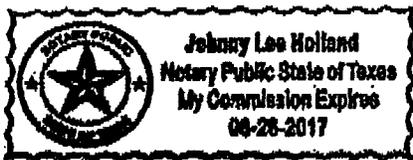
RESPONDENT'S CERTIFICATION

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 13th day of February, 2015
Joy Dial Ansley
JOY DIAL ANSLEY, Respondent

Sworn to and subscribed before me this 13th day of FEBRUARY, 2015.

SEAL



[Signature]
Notary Public in and for the State of TEXAS

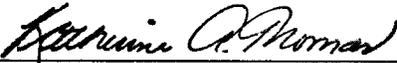
Approved as to form and substance.

[Signature]
John Kivas, Attorney for Respondent

Signed this 13 day of Feb. 2015

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 13th day of February, 2015, by JOY DIAL ANSLEY, Registered Nurse License Number 828413, and said Order is final.

Effective this 10th day of March, 2015.


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