



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.
William C. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Registered Nurse License Number 728906	§	
& Vocational Nurse License Number 187030	§	
issued to JAMIE BECK COOPER	§	ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that JAMIE BECK COOPER, Registered Nurse License Number 728906 and Vocational Nurse License Number 187030, 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 conducted on October 27, 2015, in accordance with Section 301.464, Texas Occupations Code. Respondent was represented by Elizabeth Higginbotham, RN, Attorney at Law.

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 vocational nurse in the State of Texas is in current status. 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 San Jacinto College, Houston, Texas, on August 15, 2015, received an Associate Degree from San Jacinto College, Houston, Texas, on May 12, 2006, and received a Baccalaureate Degree from The University of Houston-Victoria, Victoria, Texas, in December 2013. Respondent was licensed to practice vocational nursing in the State of Texas on November 21, 2002, and was licensed to practice professional nursing in the State of Texas on June 15, 2006..

5. Respondent's nursing employment history includes:

11/02-06/05	LVN	Bayshore Medical Center Pasadena, Texas
07/2005	Unknown	
08/05-05/06	LVN	Ultrastaff, Inc. Houston, Texas
06/06-06/08	RN	Ultrastaff, Inc. Houston, Texas
07/06-03/10	RN	Harris County Sheriff's Office Houston, Texas
10/09-12/09	RN	World Wide Travel Staffing Tonawanda, New York
03/10-Unknown	RN	Correctional Healthcare Companies at FBCSO, Richmond, Texas
09/13-03/15	RN	Correct Care Solutions, LLC Nashville, Texas
04/15-Present	RN	Epic Health Services Houston, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Correct Care Solutions, LLC, Nashville, Tennessee, and had been in that position for approximately one (1) year and six (6) months.
7. On or about March 30, 2015, while employed as a Registered Nurse with Correct Care Solutions, LLC, Nashville, Tennessee, and assigned to Fort Bend County Jail, Richmond, Texas, Respondent entered an order in the Electronic Health Record (EHR) for Levaquin for Patient C.D.-J without authorization from the physician to do so. Additionally, Respondent fraudulently signed the order under the physician's name, and after canceling it in the EHR, faxed it to DeliverIt Pharmacy, Sugar Land, Texas, and had her mother pick up the prescription. Respondent's conduct created an inaccurate medical record, and was likely to deceive the pharmacy. In addition, Respondent's conduct was likely to defraud the facility and patients thereof of the cost of the medications.
8. On or about March 30, 2015, while employed as a Registered Nurse with Correct Care Solutions, LLC, Nashville, Tennessee, and assigned to Fort Bend County Jail, Richmond,

Texas, Respondent entered an order in the Electronic Health Record (EHR) for Suprax for Patient N.G. without authorization from the physician to do so. Additionally, Respondent fraudulently signed the order under the physician's name, and after canceling it in the EHR, faxed it to DeliverIt Pharmacy, Sugarland, Texas, and had her mother pick up the prescription. Respondent's conduct created an inaccurate medical record, and was likely to deceive the pharmacy. In addition, Respondent's conduct was likely to defraud the facility and patients thereof of the cost of the medications.

9. In response to Findings of Fact Numbers Seven (7) and Eight (8) Respondent takes full responsibility for her serious error of judgment when she chose to obtain antibiotics in the manner described in an attempt to avoid missing work as she had used all of her leave as well as had taken additional unpaid leave to recover from multiple orthopedic surgeries. Respondent states the incident was not known to anyone; however, the day after the incident Respondent states she not only admitted her error, she resigned her position and also returned unused medications to the pharmacy and paid the entire cost of the prescriptions.
10. Formal Charges were filed on July 13, 2015.
11. Formal Charges were mailed to Respondent on July 16, 2015.

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)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(G),(6)(H),(8),(10)(B),(10)(E)&(11)(B).
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 728906 and Vocational Nurse License Number 187030, heretofore issued to JAMIE BECK COOPER.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

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

- E. 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 two hundred fifty dollars (\$250.00) 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 in the State of Texas, providing direct patient care in a licensed healthcare setting, **for a minimum of sixty-four (64) hours per month** for four (4) quarterly periods [one (1) year] of employment. This requirement will not be satisfied until four (4) 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:** With the exception of Respondent's current employment as a Registered Nurse with Epic Health Solutions, Houston, Texas. Should Respondent's current position as a Registered Nurse with Epic Health Solutions, Houston, Texas cease or change 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, with the exception of Respondent's current employment as a Registered Nurse with Epic Health Solutions, Houston, Texas. Should Respondent's current position as a Registered Nurse with Epic Health Solutions, Houston, Texas cease or change, RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- D. **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 four (4) quarters [one (1) year] 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.

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.

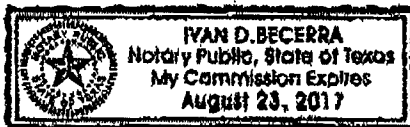
Signed this 10 day of December, 2015

J. Cooper

JAMIE BECK COOPER, Respondent

Sworn to and subscribed before me this 10th day of December, 2015.

SEAL



[Signature]

Notary Public for the State of Texas


Approved as to form and substance.

[Signature]
ELIZABETH HIGGINBOTHAM, Attorney for Respondent

Signed this 10th day of December, 2015

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 10th day of December, 2015, by JAMIE BECK COOPER, Registered Nurse License Number 728906 and Vocational Nurse License Number 187030, and said Order is final.

Effective this 21st day of January, 2016.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas".

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