



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 696012 | § | |
| issued to DERA MICHELLE HENRY | § | ORDER |

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DERA MICHELLE HENRY, Registered Nurse License Number 696012, 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 December 28, 2015.

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 Dillard University, New Orleans, Louisiana, on May 11, 1998. Respondent was licensed to practice professional nursing in the State of Louisiana on June 27, 2002, and was licensed to practice professional nursing in the State of Texas on June 4, 2003.
5. Respondent's nursing employment history includes:

6/2002 - 4/2003 Unknown

Respondent's nursing employment history continued:

| | | |
|-------------------|------------------|--|
| 5/2003 - 8/2005 | Registered Nurse | Kindred Hospital New Orleans, Louisiana |
| 9/2005 - 9/2011 | School Nurse | Northwoods Catholic School Spring, Texas |
| 10/2011 - 10/2015 | School Nurse | Francone Elementary School, Houston Independent School District Houston, Texas |
| 11/2015-Present | Unknown | |

6. At the time of the initial incident, Respondent was employed as a School Nurse with Francone Elementary School, Houston Independent School District, Houston, Texas, and had been in that position for two (2) years and ten (10) months.
7. On or about August 27, 2014, through January 22, 2015, while employed as a School Nurse at Francone Elementary School, Houston, Texas, Respondent failed to document blood glucose results, administration of insulin, and notification of parents of high and low blood glucose results for Patient Number 854697. Respondent's conduct resulted in an incomplete medical record and was likely to injure the patient in that subsequent care givers would not have accurate and complete information on which to base their care decisions.
8. On or about August 27, 2014, through January 27, 2015, while employed as a School Nurse with Francone Elementary School, Houston, Texas, Respondent failed to adequately document assessment data and medication administration in the medical records of Patient Numbers 876497, 876500, 912274, 422820, 917923 and 422774. Additionally, Respondent failed to ensure that Patient Permission Forms were completed prior to medication administration to the aforementioned students. Respondent's conduct resulted in incomplete medical records and was likely to injure the patients in that subsequent care givers would not have accurate and complete information on which to base their care decisions.
9. On or about September 8, 2014, through December 6, 2014, while employed as a School Nurse at Francone Elementary School, Houston, Texas, Respondent failed to adequately document respiratory status for Patient Number 912279. Respondent documented administration of PRN Medication Administration including inhaler and nebulizer treatments, but did not document signs and symptoms of respiratory condition, and response to treatment and/or medications. Respondent's conduct resulted in an incomplete medical record and was likely to injure the patient in that subsequent care givers would not have accurate and complete information on which to base their care decisions.

10. On or about September 11, 2014, while employed as a School Nurse at Francone Elementary School, Houston, Texas, Respondent failed to document in the medical records of Patient Numbers 912180 and 854154 when the patients presented to the clinic after bumping heads, including documentation of neurological signs and symptoms, pain level, and how the injury occurred. Respondent's conduct resulted in incomplete medical records and was likely to injure the patients in that subsequent care givers would not have accurate and complete information on which to base their care decisions.
11. On or about November 13, 2014, while employed as a School Nurse at Francone Elementary School, Houston, Texas, Respondent failed to document in the medical record of Patient Number 422849 when the patient presented to the clinic complaining of being choked, including parent notification or assessment data. Respondent's conduct resulted in an incomplete medical record and was likely to injure the patient in that subsequent care givers would not have accurate and complete information on which to base their care decisions.
12. In response to the incidents in Findings of Fact Numbers Seven (7) through Eleven (11), Respondent states that the district's documentation utilizes the MAR (medication administration record) whereby multiple levels of entry are required so documentation used by the district is not fully forthcoming and does not fully show a lack of documentation. Respondent also states that patients were assessed for respiratory function prior to administration of medications and no significant signs or symptoms were exhibited and that students did not need to demonstrate signs or symptoms of respiratory distress in order to receive medications ordered by the physician. In regards to students with possible head injuries, there were no changes in mental status or any abnormal behavior or loss of cognitive abilities, no signs of dizziness, blurred vision, headache, nausea or vomiting were exhibited. Respondent states at the time of her training, there was no need to have a parent permission form to administer medications as long as there was a proper pharmacy label on the student's medication.

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)&(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 696012, heretofore issued to DERA MICHELLE HENRY.

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 Respondent's license shall be placed in **INACTIVE** status.

Should RESPONDENT decide in the future to reactivate her license to practice nursing in the State of Texas, RESPONDENT SHALL be required to satisfy all then existing requirements for reactivation and RESPONDENT'S reactivated license SHALL BE subject to, at a minimum, the remedial education courses, work restrictions, supervised practice, and employer reporting which would have been requirements of this Order had Respondent not chosen to inactivate her nursing license.

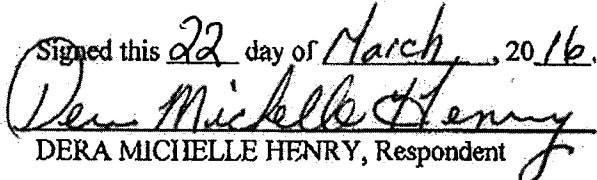
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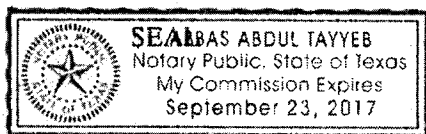
RESPONDENT'S CERTIFICATION

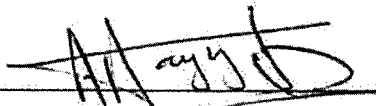
I understand that I have the right to legal counsel prior to signing this Agreed Order.

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. I further understand that, should I decide in the future to reactivate my license(s), I will be required to satisfy, at a minimum, the additional requirements that would have been part of this Order had the license(s) not been placed in inactive status, as stated herein, as well as all then existing requirements for reactivation.

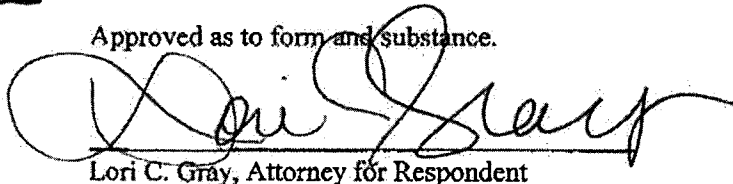
Signed this 22 day of March, 2016.

 DERA MICHELLE HENRY, Respondent

Sworn to and subscribed before me this 22ND day of March, 2016




 Notary Public in and for the State of Texas

Approved as to form and substance.


 Lori C. Gray, Attorney for Respondent

Signed this 23 day of March, 2016

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 22nd day of March, 2016, by DERA MICHELLE HENRY, Registered Nurse License Number 696012, and said Order is final.

Effective this 21st day of April, 2016.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

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