

Respondent's nursing employment continued:

1/2011 - 8/2013	Staff Licensed Vocational Nurse (LVN)	Songbird Lodge Nursing Home Brownwood, Texas
8/2013 - 2/2014	Staff Nurse	University of Texas Medical Branch - assigned to Texas Department of Criminal Justice (TDCJ) San Saba Transfer Unit San Saba, Texas
3/2014 - 10/2014	Staff LVN	Songbird Lodge Nursing Home Brownwood, Texas
10/2014 - 3/2015	Staff Nurse	University of Texas Medical Branch - assigned to Texas Department of Criminal Justice (TDCJ) San Saba Transfer Unit San Saba, Texas
4/2005	Unknown	
5/2015 - 8/2015	Pediatric LVN Intake Coordinator	Encompass Home Health Pediatric Services Temple, Texas
9/2015 - Present	Medical Records Nurse Manager	Songbird Lodge Nursing Home Brownwood, Texas

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as a Pediatric LVN and Intake Coordinator with Encompass Home Health Pediatric Services, Temple, Texas, and had been in that position for three (3) months.
7. On or about August 1, 2015, while employed as a Pediatric LVN and Intake Coordinator with Encompass Home Health Pediatric Services, Temple, Texas, and working as the Intake Coordinator On-Call LVN that shift, Respondent exceeded her authorized scope of practice when she engaged in on-call telephonic triage and did not transfer a phone call to a Registered Nurse which Respondent received from a Field LVN reporting that four year old Patient CS was having a change of condition with red and peeling skin after a bath. Later that afternoon, the patient was transported via ambulance to an acute care facility where he was treated for 2nd and 3rd degree burns. Respondent's conduct may have contributed to delayed medical interventions needed to stabilize the patient and/or prevent complications.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that she understood from the Field LVN that the patient was experiencing what was believed to be

an allergic reaction to the bubble bath and that photos of the patient's affected areas had been sent to the patient's mother, who did not appear to be concerned. Further, Respondent indicates she sent text messages to and called the on-call RN and case manager after speaking with the Field LVN, but neither of them instructed her to do anything differently.

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)(M)&(2)(A) 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 Vocational Nurse License Number 300509, heretofore issued to KANDICE RENE WOODCOCK.
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 **REMEDIAL EDUCATION** 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. 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.
- C. **On May 19, 2016, the Board of Nursing's Webinar, "LVN Scope of Practice: What Every LVN, RN and Employer Should Know,"** information about which can be found at the Board's website at **<https://www.bon.texas.gov/catalog/product/#bon-wbr-lvn-160519>**.

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/compliance.*

IV. REVIEW OF BOARD'S FREQUENTLY ASKED QUESTION: LVNs PERFORMING TRIAGE/TELEPHONIC NURSING/BEING ON-CALL

Within forty-five (45) days of the effective date of this Order, RESPONDENT SHALL read, sign, and return to the Board's offices the Board's nursing practice frequently asked question (FAQ), entitled: LVNs Performing Triage/Telephonic Nursing/Being On-Call which can be found at the Board's website at www.bon.texas.gov/FAQs.

V. 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.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

02:40:23 p.m. 04-27-2016 7

RESPONDENT'S CERTIFICATION

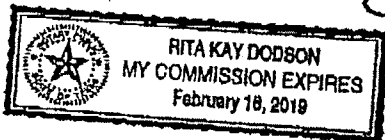
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary 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 27 day of April, 2016.

Kandice Woodcock
KANDICE RENE WOODCOCK, Respondent

Sworn to and subscribed before me this 27 day of April, 2016.

SEAL



Rita Kay Dodson
Notary Public in and for the State of Texas

Approved as to form and substance.

John J. Rivas, Attorney for Respondent

Signed this 28 day of April, 2016.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 27th day of April, 2016, by KANDICE RENE WOODCOCK, Vocational Nurse License Number 300509, and said Order is final.

Effective this 2nd day of May, 2016.



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