



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 850137 §
issued to DANELLE VICTORIA JONES § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DANELLE VICTORIA JONES, Registered Nurse License Number 850137, 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)(9),(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 November 29, 2016.

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 Baylor University, Dallas, Texas, on December 21, 2013. Respondent was licensed to practice professional nursing in the State of Texas on January 31, 2014.
5. Respondent's nursing employment history includes:

02/14 - 08/15	RN	Parkland Memorial Hospital Dallas, Texas
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Respondent's nursing employment history continued:

09/15 - present Unknown

6. At the time of the incident, Respondent was employed as a Registered Nurse with Parkland Health & Hospital System, Dallas, Texas, and had been in that position for sixteen (16) months.
7. On or about June 9, 2015, through June 16, 2015, while employed as a Registered Nurse with Parkland Health & Hospital System, Dallas, Texas, and assigned to the Surgical Intensive Care Unit (SICU), Respondent withdrew Hydromorphone and Hydrocodone, for patients, but failed to document, or accurately and completely document, the administration of the medications in the patients' Medication Administration Record (MAR) and/or Nurse's 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. Furthermore, 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 June 9, 2015, through June 16, 2015, while employed as a Registered Nurse with Parkland Health & Hospital System, Dallas, Texas, and assigned to the Surgical Intensive Care Unit (SICU), Respondent withdrew Hydromorphone and Hydrocodone, for patients, but failed to follow the facility's policy and procedure for wastage 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 June 9, 2015, through June 16, 2015, while employed as a Registered Nurse with Parkland Health & Hospital System, Dallas, Texas, and assigned to the Surgical Intensive Care Unit (SICU), Respondent misappropriated Hydromorphone and Hydrocodone, belonging to the facility and patients, thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients, thereof, of the cost of the medications, and is a violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
10. On or about July 11, 2015, while employed as a Registered Nurse with Parkland Health & Hospital System, Dallas, Texas, and assigned to the Surgical Intensive Care Unit (SICU), Respondent engaged in the intemperate use of Hydrocodone, Norfentanyl, Fentanyl, and Hydromorphone, in that she submitted a specimen for a probable cause drug screen that resulted positive for Hydrocodone, Fentanyl, Norfentanyl, and Hydromorphone. Possession of Hydromorphone, Hydrocodone, and Fentanyl is prohibited by Chapter 481 (Controlled Substances Act) of the Texas Health & Safety Code. The use of Hydromorphone, Hydrocodone, Fentanyl, and Norfentanyl by a Registered Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in a patient's

condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing a patient in potential danger.

11. In response to Findings of Fact Number Seven (7), through Ten (10), Respondent states she documented every medication she had taken out for a patient. Respondent states she was not timely with all of her documentation, including, not documenting a medication administration within 30 minutes of withdrawing it. Respondent asserts she always followed the facilities policy and procedure for wasting unused portions of medications. Respondent states electronic wasting of medication required a second nurse to sign off and often times the second RN was not available for sign off. Respondent states she did not misappropriate any medication intended for a patient. Respondent states she did not take any medication from Parkland for her own use. Respondent explains due to her back pain, she was seeing a pain management specialist. Respondent states the contact she had with Fentanyl was either for procedures that she had on her back or on July 11, 2015. Respondent states while unspiking a bag of Fentanyl for her patient, she hit her hand with the spike, which immediately drew blood. Respondent asserts she was honest and upfront about what medication she was taking and why.
12. On or about July 1, 2016, Respondent underwent a Chemical Dependency Evaluation with Marta Otero, Psy.D., wherein Dr. Otero believes there is no evidence of significant psychological dysfunction or maladjustment with Respondent. Dr. Otero states Respondent does not appear to meet the criteria as one who is currently abusing drugs or alcohol. Dr. Otero states Respondent suffers from chronic pain, meets regularly with a physician who prescribes medication and reportedly makes efforts to be mindful in notifying employers of her condition.

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),(5),(6)(G),(8),(10)(C),(10)(D),(10)(E)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(9),(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 850137, heretofore issued to DANELLE VICTORIA JONES, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

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 **LIMITED LICENSE WITH STIPULATIONS** in accordance with the terms of this Order.

- A. While under the terms of this Order, **RESPONDENT SHALL NOT provide direct patient care.** For the purposes of this Order, direct patient care involves a personal relationship between the nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.
- B. This Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.
- C. This Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- D. 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 entry of this Order:

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.

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. RESTORATION OF PATIENT CARE PRIVILEGE AND/OR UNENCUMBERED LICENSE(S)

SHOULD RESPONDENT desire to provide direct patient care, RESPONDENT SHALL petition the Board for such approval, at which time, the RESPONDENT MUST satisfy all then existing requirements for re-issuance of the privilege to provide direct patient care. Further, the Board may impose reasonable conditions that must be satisfied by the RESPONDENT before re-issuance of an unencumbered license, which, at a minimum, shall include the remedial education courses, work restrictions, supervised practice, and/or employer reporting which would have been requirements of this Order had the license(s) not been placed in limited status.

RESPONDENT'S CERTIFICATION

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

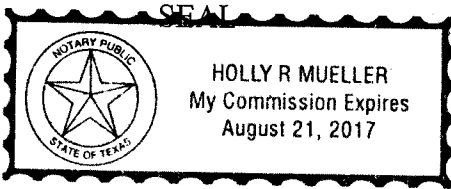
Signed this 14th day of January, 2017.

D. Jones
DANELLE VICTORIA JONES, Respondent

Sworn to and subscribed before me this 14th day of January, 2017.

Holly R Mueller

Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 14th day of January, 2017, by DANELLE VICTORIA JONES, Registered Nurse License Number 850137, and said Order is final.

Effective this 14th day of February, 2017.



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