



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
Vocational Nurse License Number 193590 §
issued to JENNIFER LYNN FLORES § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNIFER LYNN FLORES, Vocational Nurse License Number 193590, 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 January 19, 2017.

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.
4. Respondent received a Certificate in Vocational Nursing from Brightwood College, San Antonio, Texas, on April 8, 2004. Respondent was licensed to practice vocational nursing in the State of Texas on June 10, 2004.
5. Respondent's vocational nursing employment history includes:
06/04 - 02/06 Unknown

Respondent's vocational nursing employment history continued:

03/06 - 06/10	Field LVN	Progressive Home Health Care San Antonio, Texas
01/10 - 03/12	LVN	Dominion Home Health Care San Antonio, Texas
06/10 - 01/12	PRN Field LVN	Texas Home Health Care San Antonio, Texas
03/12 - 11/13	Field LVN	Progressive Home Health Care San Antonio, Texas
11/13 - 06/15	PRN Field LVN	Texas Home Health Care San Antonio, Texas
06/15 - 06/16	Field LVN	Health Sense Home Care of San Antonio San Antonio, Texas
06/16 - Present	Field LVN	Comprehensive Home Health San Antonio, Texas

6. At the time of the initial incident, Respondent was employed as a Licensed Vocational Nurse with Health Sense Home Care of San Antonio, San Antonio, Texas, and had been in that position for eleven (11) months.
7. On or about May 16, 2016, while employed with Health Sense Home Care of San Antonio, LLC, San Antonio, Texas, Respondent inappropriately submitted twenty-one (21) blank and/or incomplete home health visit notes for visits completed between May 10, 2016 and May 13, 2016 for multiple patients. Respondent's conduct created incomplete medical records and was likely to injure the patients in that subsequent care givers would not have complete information to base their decisions for further care.
8. On or about May 30, 2016, while employed with Health Sense Home Care of San Antonio, LLC, San Antonio, Texas, Respondent inappropriately submitted twelve (12) blank and/or incomplete home health visit notes for visits completed between May 19, 2016 and May 20, 2016 for multiple patients. Respondent's conduct created incomplete medical records and was likely to injure the patients in that subsequent care givers would not have complete information to base their decisions for further care.
9. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states she was ill for an extended period of time, so she was unable to complete her notes in a timely

manner despite her attempts to do so. Respondent states she was even willing to forgo receiving compensation for this period until such time as she was able to fully complete and turn in the home health visit notes; however, Respondent states she was instructed to turn in the home health visit notes as they were. Respondent further states that she thought turning in incomplete notes was an acceptable policy since other more experienced staff followed the same pattern. Respondent states that she completed blank and/or incomplete home health visit notes with elaboration immediately upon receipt and prior to her return to work.

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)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C)&(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 193590, heretofore issued to JENNIFER LYNN FLORES.
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, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of **REMEDIAL EDUCATION WITH 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.
- 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 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. 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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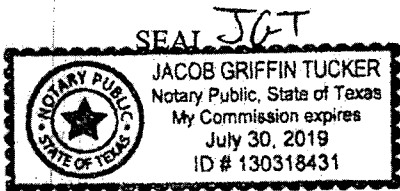
RESPONDENT'S CERTIFICATION

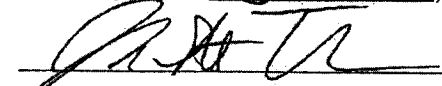
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary 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 14 day of June, 2017.

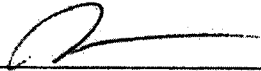

JENNIFER LYNN FLORES, Respondent

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




Notary Public in and for the State of Texas

Approved as to form and substance.


Floyd Gilbert Olivares, Attorney for Respondent

Signed this 14 day of June, 2017.

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 14th day of June, 2017, by JENNIFER LYNN FLORES, Vocational Nurse License Number 193590, and said Order is final.

Effective this 20th day of June, 2017.



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