



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 Advanced Practice Registered	§	AGREED
Nurse License Number AP102250	§	
& Registered Nurse License Number 525805	§	
issued to PATRICIA A JONES	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of PATRICIA A JONES, Advanced Practice Registered Nurse License Number AP102250 and Registered Nurse License Number 525805, 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 October 1, 2014.

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. Respondent's license to practice as an advanced practice registered nurse in the State of Texas is in current status.
4. Respondent received an Associate Degree in Nursing from Alvin Community College, Alvin, Texas on May 1, 1985; and received a Certificate as a Nurse Midwife from Baylor College of Medicine, Houston, Texas, on March 30, 1987. Respondent was licensed to practice professional nursing in the State of Texas on August 28, 1985, and was Board recognized as a Nurse Midwife in the State of Texas on August 25, 1988.

5. Respondent's nursing employment history includes:

1985 - 1987	Staff Nurse	Women's Hospital of Texas Houston, Texas
1987 - Present	Private Nurse Midwife	Owner, Director, CNM Women's Health & Birth Care, Inc. Houston, Texas

6. On or about August 2, 2000, Respondent was issued the sanction of Remedial Education through an Agreed Order by the Board of Nurse Examiners for the State of Texas. A copy of the August 2, 2000, Agreed Order, including the Findings of Fact, Conclusions of Law, and Order is attached and is incorporated by reference as part of this order.
7. At the time of the incident, Respondent was employed as an Owner and Director of Women's Health & Birth Care, Inc., Houston, Texas, and had been in this position for twenty-three (23) years.
8. On or about September 8, 2010, while employed as a Certified Nurse Midwife, Owner and Director of Women's Health & Birth Care, Houston, Texas, Respondent failed to adequately monitor Patient A.M., and her newborn, after a planned home delivery, when Respondent left the patient's home one and a half (1½) hours after her delivery to attend another home birth. Respondent's conduct deprived the patient of the benefit of medically necessary follow-up thereby placing the patient at risk of medical complications and lack of continuity of care.
9. On or about September 8, 2010, while employed as a Certified Nurse Midwife, Owner and Director of Women's Health & Birth Care, Houston, Texas, Respondent inappropriately delegated to the Doula, an unlicensed person, to administer ten (10) units of pitocin intramuscular (IM) to Patient A. M. Consequently, the patient continued to bleed excessively requiring EMS transport to St. Luke's Episcopal Hospital. Additionally the patient elected to have a blood transfusion the following day. Respondent's conduct exposed the patient unnecessarily to a risk of harm from improper interventions by individuals whose training may have been inadequate to provide proper care.
10. In response to Finding of Fact Number Seven (7), Respondent admits she left the patient a short time after delivering her infant at home to assist in another home delivery because she was unable to get another nurse to the home of A. M. In that moment, Respondent states she elected to ask S.H., the "Monitrice", to perform a nursing duty for which she was capable and experienced in performing. Respondent states this was an unforeseen circumstances where which can happen in birth centers, home or hospitals. As a result of this incident, Respondent's standard of care will include a stay of more than two (2) hours or as necessary by the situation. Respondent is regretful this happened and will be very mindful to not let a situation like this occur in the future.

11. Formal Charges were filed on February 5, 2014.
12. Formal Charges were mailed to Respondent on February 5, 2014.

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),(1)(S),(1)(U)&(4) and 22 TEX. ADMIN. CODE §217.12(1)(A), (1)(B),(1)(D),(1)(F)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP102250 and Registered Nurse License Number 525805, heretofore issued to PATRICIA A JONES.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REPRIMAND WITH STIPULATIONS** 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 courses **within one (1) year of entry of this Order, unless otherwise specifically indicated:**

- A. **A 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 medication administration** with a didactic portion of not less than six (6) hours and a clinical component of not less than twenty-four (24) hours. Both the didactic and clinical components be provided by the same Registered Nurse. The course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the six (6) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The clinical component SHALL focus on tasks of medication administration only. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. Successful completion of this course requires RESPONDENT to successfully complete both the didactic and clinical portions of the course.
- C. **A Board-approved course in physical assessment** with a didactic portion of not less than six (6) hours and a clinical component of not less than twenty-four (24) hours. Both the didactic and clinical components must be provided by the same Registered Nurse. The course's content shall include physical assessment of all body systems. The clinical component SHALL include physical assessment of live patients in a clinical setting; Performing assessments on mock patients or mannequins WILL NOT be accepted. The

course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. Successful completion of this course requires RESPONDENT to successfully complete both the didactic and clinical portions of the course.

- D. 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. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as an advanced practice registered nurse, providing direct patient care, for a minimum of an average 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 an advanced practice registered nurse have elapsed. Any quarterly period without continuous employment as an advanced practice registered nurse 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 advanced practice registered nurse (APRN) license will not apply to this period and will not count towards completion of this requirement. Further, Respondent may not work as a registered nurse (RN) or a vocational nurse (LVN) license, as applicable, while under the terms of this Order.

- A. **Notifying Present and Future Employers, Practice Sites and Credentialing Agencies:** RESPONDENT SHALL notify each present employer, practice site and/or credentialing agency in nursing of this Order

of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer, practice site and/or credentialing agency in nursing within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers, practice sites and/or credentialing agencies in nursing and present a complete copy of this Order, including all attachments, if any, to each future employer, practice site and/or credentialing agency in nursing prior to accepting an offer of employment and/or assignment.

- B. Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer, practice site and/or credentialing agency in nursing to submit the Board's "Notification of Employment" form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer, practice site and/or credentialing agency in nursing to submit the Board's "Notification of Employment" form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.
- C. Monitored Practice:** RESPONDENT'S advanced practice registered nursing must be monitored by an Advanced Practice Registered Nurse or Physician who has been approved by the Board. RESPONDENT MUST, within ten (10) days of entry of this Order or within (10) days of employment as an advanced practice registered nurse, provide to the Board a list of three (3) Advanced Practice Registered Nurses and/or three (3) Physicians from which the Board shall select an approved monitor. For each Advanced Practice Registered Nurse and Physician, the list must include name, license number or social security number, educational background and professional employment history. Monitoring shall commence no later than thirty (30) days following the date of Respondent's receipt of the name of the approved monitor selected by the Board. The monitor will offer guidance, advice and assistance to the RESPONDENT as necessary to ensure that deficiencies such as those set forth in this Order do not reoccur. RESPONDENT SHALL meet with the monitor at least twice a month, at least one (1) hour duration each. Meetings may be longer and more frequent if the monitor determines necessary. Multiple employers are prohibited.
- D. Nursing Performance Evaluations:** RESPONDENT SHALL CAUSE each supervising Advanced Practice Registered Nurse or Physician 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 Advanced Practice Registered Nurse or Physician who supervises the RESPONDENT and these reports shall be submitted by the

supervising Advanced Practice Registered Nurse or Physician 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.

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 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 1 day of October, 2017.


PATRICIA A JONES, Respondent


Sworn to and subscribed before me this _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 1st day of October, 2014, by PATRICIA A JONES, Advanced Practice Registered Nurse License Number AP102250 and Registered Nurse License Number 525805, and said Order is final.

Effective this 12th day of November, 2014.


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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number § AGREED
issued to PATRICIA A. JONES § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of PATRICIA A. JONES, License Number 525805, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Article 4525(b)(12), Revised Civil Statutes of Texas, as amended, and Section 301.452(b)(13), Texas Occupations Code. Respondent waived informal conference, notice and hearing, and agreed to the entry of this Order offered on May 26, 2000, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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.
2. Respondent waived informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent received an Associate Degree in Nursing from Alvin Community College, Alvin, Texas, in May, 1985. Respondent was licensed to practice professional nursing in the State of Texas on August 28, 1985. Respondent received certification as a Nurse Midwife from the Baylor College of Medicine, Houston, Texas, in 1987. Respondent received approval as a Certified Nurse Midwife from the Board of Nurse Examiners on August 25, 1988. Respondent practiced as a Direct Entry Midwife from 1980-1985.

5. Respondent's professional employment history includes:

1978-1985	Instructor Jefferson Davis Childbirth Education Association Houston, Texas
1979-1980	Instructor University of Texas Medical School Houston, Texas
1979-1985	Instructor Baylor College of Medicine Houston, Texas
1979-Present	Seminar Speaker Houston area hospitals, schools, and conferences
1980-Present	Monitrice Houston, Texas
1980-1988	Coordinator American Society for Psychoprophylaxis in Obstetrics Texas
1980-1988	Founder/Director Birth Education Center, Inc. Houston, Texas
1982-1985	Instructor Midwifery Training Institute, Inc. Houston, Texas
1982-1985	Birth Assistant Women's Health Care Houston, Texas
1985-1987	Staff Nurse Labor and Delivery Women's Hospital of Texas Houston, Texas

1987-Present

Instructor
Texas Department of Health's Lay Midwifery
Education Program
Houston, Texas

1987-Present

Owner, Director, CNM
Women's Health and Birth Care, Inc.
Houston, Texas

6. At the time of the incidents, Respondent was employed as Owner/Director/CNM with Women's Health and Birth Care, Inc., Houston, Texas, and had been in this position for approximately twelve (12) years.
7. While employed as Owner and Director of Women's Health & Birth Care, Houston, Texas, Respondent failed to maintain protocols as required by Board Rule §221.12. In 1998, Respondent failed to assure that protocols were signed and re-evaluated on a yearly basis. Protocols were signed in December 1997 and not again until March 1999. Correctly maintained protocols assure that patients receive the highest standard of care which is current and up-dated, and Respondent's failure to maintain protocols according to Board rules unnecessarily exposed the patients to the risk of harm.

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 violations of Article 4525(b)(12), TEX. REV. CIV. STAT. ANN. (as amended through August 1999), 22 TEX. ADMIN. CODE §217.11(1) (effective December 1992), Section 301.452(b)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1) (effective September, 1999).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 525805, heretofore issued to PATRICIA A. JONES, including revocation of Respondent's professional license to practice nursing in the State of Texas.

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ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to PATRICIA A. JONES, to the office of the Board of Nurse Examiners within ten (10) days of receipt of signed Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience must include registered nurses. It must be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order,
RESPONDENT SHALL be issued an unencumbered license to practice professional nursing in the
State of Texas.

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RESPONDENT'S CERTIFICATION

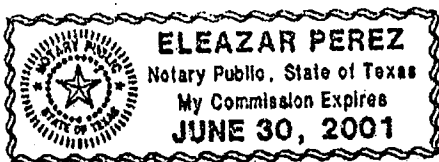
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 revocation of my license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 25th day of July, 2000.

Patricia A. Jones
PATRICIA A. JONES, Respondent

Sworn to and subscribed before me this 25th day of July, 2000.

SEAL



[Signature]
Notary Public in and for the State of Texas

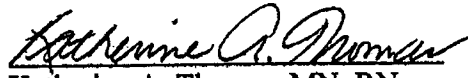
Approved as to form and substance. ^{DLZ}

Doreen Zeh Bartlett
Doreen Zeh Bartlett, Attorney for Respondent

Signed this 20th day of July, 2000.

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 25th day of July, 2000, by PATRICIA A. JONES, License Number 525805, and said Order is final.

Effective this 2nd day of August, 2000.



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