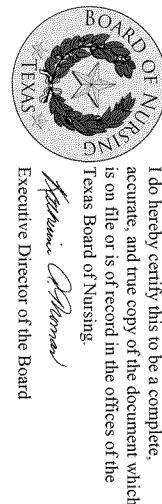


IN THE MATTER OF PERMANENT
VOCATIONAL NURSE
LICENSE NUMBER 109310
ISSUED TO
SHIRLEY ANN FIELDS,
RESPONDENT

§ BEFORE THE TEXAS
§
§ BOARD OF NURSING
§
§ ELIGIBILITY AND
§
§ DISCIPLINARY COMMITTEE



ORDER OF THE BOARD

TO: SHIRLEY ANN FIELDS
8770 OTHELLO
HOUSTON, TX 77029

During open meeting held in Austin, Texas, on November 14, 2017, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by

reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Vocational Nurse License Number 109310, previously issued to SHIRLEY ANN FIELDS, to practice nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 14th day of November, 2017.

TEXAS BOARD OF NURSING

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed on August 11, 2017.

d17r(lvn)(2016.05.11)

Re: Permanent Vocational Nurse License Number 109310
Issued to SHIRLEY ANN FIELDS
DEFAULT ORDER - REVOKE

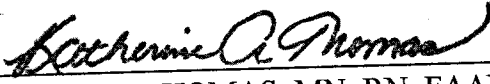
CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of November, 2017, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

SHIRLEY ANN FIELDS
8770 OTHELLO
HOUSTON, TX 77029

BY:


KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of
 Permanent Vocational Nurse
 License Number 109310
 Issued to SHIRLEY ANN FIELDS,
 Respondent

§ BEFORE THE TEXAS
 §
 §
 §
 § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, SHIRLEY ANN FIELDS, is a Vocational Nurse holding License Number 109310, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about January 23, 2017, while employed as a License Vocational Nurse with CPnS, Houston, Texas and assigned to Kindred Hospital Sugar Land, Sugar Land, Texas, Respondent withdrew Hydrocodone/Acetaminophen and Morphine from the medication dispensing system for patients, but failed to document the administration of the medications in the patients' Medication Administration Records and/or Nurse's Notes, as follows:

Date	Time	Patient	Medication Withdrawn (QTY)WastePhysician's Orders	MAR	Nurse Notes
1/23/17	0815	WB	HYDROcodone/ APAP 7.5mg-325mg tab (1)NoneHydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain	None	None
1/23/17	0823	RB	HYDROcodone/ APAP 5mg-325mg tab (1)NoneHydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None
1/23/17	0824	DL	HYDROcodone/ Acetaminophen 5mg-325mg (1)NoneHydrocodone5mg/acet aminophen 325mg; per feeding tube tab, 1 tab,	None	None

			q6h, prn moderate pain		
1/23/17	0835	WB	HYDROcodone/ APAP 7.5mg-325mg tab (1)NoneHydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None
1/23/17	0943	SS	Morphine Sulfate 2mg/ml INJ (1)NoneMorphine Sulfate: IV INJ, 1mg, push. q6h, prn moderate pain, stop after 7 days	None	None
1/23/17	1113	RB	HYDROcodone/ APAP 5mg-325mg tab. (1)- 325mgNoneHydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None
1/23/17	1114	DL	HYDROcodone/ Acetaminophen 5mg-325mg (1)NoneHydrocodone 5mg/acetaminophen 325mg; per feeding tube tab, 1 tab, q6h, prn moderate pain	None	None
1/23/17	1342	WB	HYDROcodone/ APAP 7.5mg-325mg tab (1)NoneHydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None
1/23/17	1343	GR	Morphine Sulfate 2mg/ml INJ (1)NoneMorphine Sulfate: IV push inj, 2mg q4h, prn severe pain, stop after 7 days	None	None
1/23/17	1544	SS	Morphine Sulfate 2mg/ml INJ (1)NoneMorphine Sulfate: IV INJ, 1mg, push. q6h, prn moderate pain, stop after 7 days	None	None
1/23/17	1545	RB	HYDROcodone/ APAP 5mg-325mg tab (1)NoneHydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None

1/23/17	1809	GR	Morphine Sulfate 2mg/ml INJ (1)NoneMorphine Sulfate: IV push inj, 2mg q4h, prn severe pain, stop after 7 days	None	None
1/23/17	1820	WB	HYDROcodone/ APAP 7.5mg-325mg tab (1)NoneHydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None
1/23/17	1842	RB	HYDROcodone/ APAP 5mg-325mg tab (1)NoneHydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None

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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation 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) & (11)(B).

CHARGE II.

On or about January 23, 2017, while employed as a License Vocational Nurse with CPnS, Houston, Texas and assigned to Kindred Hospital Sugar Land, Sugar Land, Texas, Respondent withdrew Hydrocodone/Acetaminophen and Morphine Sulfate from the medication dispensing system for patients, but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications, as follows:

Date	Time	Patient	Medication Withdrawn (QTY)	Waste	Physician's Orders	MAR	Nurse Notes
1/23/17	0815	WB	HYDROcodone/ APAP 7.5mg- 325mg tab (1)	None	Hydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain	None	None
1/23/17	0823	RB	HYDROcodone/ APAP 5mg-325mg tab (1)	None	Hydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None

1/23/17	0824	DL	HYDROcodone/ Acetaminophen 5mg-325mg (1)	None	Hydrocodone 5mg/acetaminophen 325mg; per feeding tube tab, 1 tab, q6h, prn moderate pain	None	None
1/23/17	0835	WB	HYDROcodone/ APAP 7.5mg- 325mg tab (1)	None	Hydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None
1/23/17	0943	SS	Morphine Sulfate 2mg/ml INJ (1)	None	Morphine Sulfate: IV INJ, 1mg, push. q6h, prn moderate pain, stop after 7 days	None	None
1/23/17	1113	RB	HYDROcodone/ APAP 5mg-325mg tab (1)-325mg	None	Hydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None
1/23/17	1114	DL	HYDROcodone/ Acetaminophen 5mg-325mg (1)	None	Hydrocodone 5mg/acetaminophen 325mg; per feeding tube tab, 1 tab, q6h, prn moderate pain	None	None
1/23/17	1342	WB	HYDROcodone/ APAP 7.5mg- 325mg tab (1)	None	Hydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None
1/23/17	1343	GR	Morphine Sulfate 2mg/ml INJ (1)	None	Morphine Sulfate: IV push inj, 2mg q4h, prn severe pain, stop after 7 days	None	None
1/23/17	1544	SS	Morphine Sulfate 2mg/ml INJ (1)	None	Morphine Sulfate: IV INJ, 1mg, push. q6h, prn moderate pain, stop after 7 days	None	None
1/23/17	1545	RB	HYDROcodone/ APAP 5mg-325mg tab (1)	None	Hydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None
1/23/17	1809	GR	Morphine Sulfate 2mg/ml INJ (1)	None	Morphine Sulfate: IV push inj, 2mg q4h, prn severe pain, stop after 7 days	None	None
1/23/17	1820	WB	HYDROcodone/ APAP 7.5mg- 325mg tab (1)	None	Hydrocodone 7.5mg/acetaminophen 325mg (Norco): per feeding tube tab, 1 tab, q4h, prn moderate pain.	None	None

1/23/17	1842	RB	HYDROcodone/ APAP 5mg-325mg tab (1)	None	Hydrocodone 5mg/acetaminophen 325mg PO tab, 1tab q6h, prn moderate pain	None	None
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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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)&(1)(B), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

CHARGE III.

On or about January 23, 2017, while employed as a License Vocational Nurse with CPnS, Houston, Texas and assigned to Kindred Hospital Sugar Land, Sugar Land, Texas, Respondent misappropriated four (4) tabs of Hydrocodone/Acetaminophen 7.5/325 from Patient WB, four (4) tabs of Hydrocodone/Acetaminophen 5/325 from Patient RB, two (2) tabs Hydrocodone/Acetaminophen 5/325 from Patient DL, two (2) syringes of Morphine Sulfate 2mg from Patient SS, and two (2) syringes of Morphine Sulfate 2mg from Patient GR, 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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(G),(8),(10)(E)&(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33.

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on adopted policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct; related to Behavior Involving Lying and Falsification, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

Filed this 11 day of August, 20 17.

TEXAS BOARD OF NURSING



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