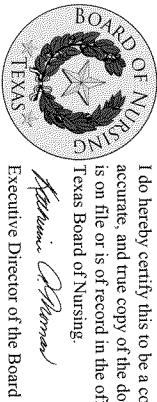


IN THE MATTER OF PERMANENT
REGISTERED NURSE
LICENSE NUMBER 908399
ISSUED TO
JAN KRISTIN PERRY,
RESPONDENT

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



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.

ORDER OF THE BOARD

TO: JAN KRISTIN PERRY
437 GLENN VALLEY CIR
BANDERA, TX 78832

During open meeting held in Austin, Texas, on **Tuesday, September 11, 2018**, 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 Registered Nurse License Number 908399, previously issued to JAN KRISTIN PERRY, to practice nursing in the State of Texas be, and the same is/are 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 11th day of September, 2018.

TEXAS BOARD OF NURSING



BY: _____

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

Attachment: Formal Charge filed July 9, 2018.

d17r(RN)(2016.05.11)

Re: Permanent Registered Nurse License Number 908399
Issued to JAN KRISTIN PERRY
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of September, 2018, 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, Via USPS First Class Mail
JAN KRISTIN PERRY
437 GLENNVALLEY CIR
BANDERA, TX 78832

BY:



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

**In the Matter of
Permanent Registered Nurse
License Number 908399
Issued to JAN KRISTIN PERRY,
Respondent**

§ **BEFORE THE TEXAS**
§
§
§
§ **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, JAN KRISTIN PERRY, is a Registered Nurse holding License Number 908399, 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 March 3, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent failed to administer Apidra Solostar (Insulin Glulisine) to Patient Medical Record Number 417337 before the patient ate a meal at 1100. In addition, at 1206, Respondent documented not administering the insulin to the patient because the patient was being discharged; however, the patient was not discharged until 1625. Furthermore, while the patient waited to be discharged, Respondent failed to ensure the blood sugar levels of the patient were reassessed and insulin administered as needed. Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have complete information on which to base their care decisions. In addition, Respondent's conduct exposed the patient unnecessarily to a risk of harm in that significant changes in the patient's blood sugar levels may have gone undetected and prevented a timely intervention.

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)&(3), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(4).

CHARGE II.

On or about March 9, 2017, through April 14, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent failed to administer insulin to Patients Medical Record Numbers M321903, M358768 and 399283, and potassium to Patient Medical Record Number M488309, as ordered by a physician. Respondent's conduct was likely to injure the patients in that failure to administer medication as ordered by a physician could have resulted in non-efficacious treatment.

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)&(3), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(4).

CHARGE III.

On or about March 20, 2017, through May 4, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent withdrew one (1) ampule of Fentanyl, two (2) tabs of Hydrocodone, and two (2) Tubex syringe cartridges of Morphine from the medication dispensing system for patients but failed to document the administration of the medication in the patients' Medication Administration Record (MAR), as follows:

Date	Time	Patient MR # Acct #	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Nurse's Notes
3-20-17	1349	M472239 V00208371567	Fentanyl Citrate 50mcg/1ml 2ml amp (1)	1521 75mcg	Fentanyl 25mcg IV q30m prn severe pain 7-10	None	1733 "Gave fentanyl x1"
4-13-17	0948	M370505 V00208474585	Hydrocodone /APAP 10mg tab (2)	None	Hydrocodone/APAP 1-2 tab po q4h prn severe pain 7-10	None	None
5-4-17	1259	M345298 V00208556043	Morphine Sulfate 2mg/1ml tubex (2)	None	Morphine Sulfate 2mg-4mg IV q4h prn severe pain 7-10	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. Additionally, Respondent's conduct placed the hospital 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)&(1)(D) and 217.12(1)(A),(1)(B),(1)(C),(4)&(11)(B).

CHARGE IV.

On or about March 30, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent inaccurately documented the administration of Carisoprodol and Tramadol in the Medication Administration Record (MAR) of Patient Medical Record Number M637941. More specifically, Respondent withdrew the one (1) tab of Carisoprodol and one (1) tab of Tramadol from the medication dispensing system at 1451, but inaccurately documented administering the medication at 0100, prior to pulling the medication, as follows:

Date	Time	Patient MR # Acct #	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Nurse's Notes
3-30-17	1451	M637941 V00208412916	Carisoprodo 1 350mg tab (1)	n/a	Carisoprodol 350mg po qid	3-30-17 0100 350mg	None
3-30-17	1450	M637941 V00208412916	Tramadol HCL 50mg tab (1)	n/a	Tramadol 50mg po qid	3-30-17 0100 50mg	None

Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have complete information on which to base their care decisions. Additionally, Respondent's conduct placed the hospital 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) & (1)(D) and 22 TEX. ADMIN. CODE § 217.12(1)(A), (1)(B), (1)(C), (4) & (11)(B).

CHARGE V.

On or about April 13, 2017, through May 4, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent withdrew two (2) tabs of Hydrocodone, two (2) tabs of Clonazepam, and two (2) Tubex syringe cartridges of 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 MR # Acct #	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Nurse's Notes
4-13-17	0948	M370505 V00208474585	Hydrocodone /APAP 10mg tab (2)	None	Hydrocodone/APAP 1-2 tab po q4h prn severe pain 7-10	None	None
4-27-17	0803	M305582 V00208531509	Clonazepam 0.5mg tab (2)	None	Clonazepam 1mg po daily	0903 Not Given	0903 Patient Declined
5-4-17	1259	M345298 V00208556043	Morphine Sulfate 2mg/ml tubex (2)	None	Morphine Sulfate 2mg-4mg IV q4h prn severe pain 7-10	None	None

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 217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

CHARGE VI.

On or about April 13, 2017, through May 4, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent misappropriated two (2) tabs of Hydrocodone, two (2) tabs of Clonazepam, and two (2) Tubex syringe cartridges of Morphine Sulfate belonging to the facility and patients thereof, or failed to take precautions to prevent such misappropriation, as follows:

Date	Time	Patient MR # Acct #	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Nurse's Notes
4-13-17	0948	M370505 V00208474585	Hydrocodone /APAP 10mg tab (2)	None	Hydrocodone/APAP 1-2 tab po q4h prn severe pain 7-10	None	None
4-27-17	0803	M305582 V00208531509	Clonazepam 0.5mg tab (2)	None	Clonazepam 1mg po daily	0903 Not Given	0903 Patient Declined
5-4-17	1259	M345298 V00208556043	Morphine Sulfate 2mg1/ml tubex (2)	None	Morphine Sulfate 2mg-4mg IV q4h prn severe pain 7-10	None	None

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).

CHARGE VII.

On or about April 14, 2017, while employed as a Registered Nurse with Peterson Regional Medical Center, Kerrville, Texas, Respondent inaccurately documented the administration of Potassium Chloride in the Medication Administration Record (MAR) of Patient Medical Record Number M488309. More specifically, Respondent withdrew three (3) extended release capsules of Potassium Chloride 10MEQ, for a total of 30MEQs, from the medication dispensing system at 1428, but documented administering 20MEQs at 0330 and 20MEQs at 0430, prior to pulling the medication, as follows:

Date	Time	Patient MR # Acct #	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Lab Report
4-14-17	1428	M488309 V00208481408	Potassium Chloride 10meq	n/a	Potassium Chloride 10 MEQ po q1h prn:	4-4-17 0330 20MEQ	0413 Potassium Level is 3.3.

			extencap (3)		For potassium level of 3.1 - 3.4 administer 20MEQ qh1, for a total of 3 doses.	4-4-17 0430 20MEQ	
					For potassium level of 3.5 - 3.7 administer 20MEQ qh1, for a total of 2 doses.		
					For potassium level of 3.8 - 3.9 administer 20MEQ, for a total of 1 dose.		

Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have complete information on which to base their care decisions.

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)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C)&(4).

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 Disciplinary Sanction Policies for Sexual Misconduct; on adopted policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct; related to Behavior Involving Lying and Falsification; and related to Behavior Involving Fraud, Theft, and Deception, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

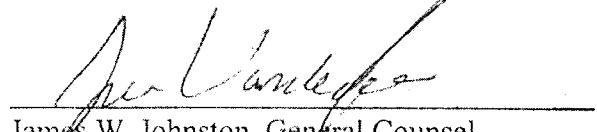
NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

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NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Order dated .

Filed this 9 day of July, 2018.

TEXAS BOARD OF NURSING



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Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

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D(2018.04.12)