## BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of KRISTIN ALEXANDRA MANLEY, Vocational Nurse License Number 329926 & PETITIONER for Eligibility for Licensure § AGREED ORDER
§ FOR
§ DISCIPLINE & ELIGIBILITY

xecutive Director of the Board

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the Petition for Declaratory Order, herein referred to as the Petition, and supporting documents filed by KRISTIN ALEXANDRA MANLEY, hereinafter referred to as PETITIONER, requesting a determination of eligibility for licensure in compliance with Sections 301.252, 301.253, 301.257 and 301.258, Texas Occupations Code, and the Board's Rules at 22 Tex. ADMIN. CODE §213.30, together with any documents and information gathered by staff and Petitioner's Certification contained herein.

Information received by the Board produced evidence that Petitioner may be subject to discipline and ineligible for licensure pursuant to Sections 301.452(b)(10)&(13) and 301.453, Texas Occupations Code.

Petitioner waived notice and hearing and agreed to the entry of this Eligibility Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on September 21, 2018.

#### FINDINGS OF FACT

- 1. On or about May 25, 2018, Petitioner submitted the Petition requesting a determination of eligibility for licensure.
- 2. Petitioner received a Certificate in Vocational Nursing from Cisco College, Abilene, Texas, on December 10, 2015. Petitioner was licensed to practice vocational nursing in the State of Texas on January 12, 2016. Petitioner received an Associate Degree in Nursing from Texas State Technical College, Sweetwater, Texas, on August 1, 2018.

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3. Petitioner's license to practice as a vocational nurse in the State of Texas is in current status.

4. Petitioner's nursing employment history includes:

01/2016 - 11/2017

Licensed Vocational

Daybreak Ventures

Nurse

Nurse

Nolan Nursing and Rehab

Sweetwater, Texas

12/2017 - Present

Licensed Vocational

Sweetwater Healthcare Center

Sweetwater, Texas

5. On or about May 8, 2018, Petitioner was issued the sanction of Warning with Stipulations through an Order of the Board. A copy of the May 8, 2018, Order is attached and incorporated herein by reference as part of this Agreed Order.

- 6. At the time of the initial incident, Petitioner was employed as a Licensed Vocational Nurse with Sweetwater Healthcare Center, Sweetwater, Texas, and had been in that position for five (5) months.
- 7. On or about June 15, 2018, through June 16, 2018, while employed as a Licensed Vocational Nurse with Sweetwater Healthcare Center, Sweetwater, Texas, Petitioner failed to chart nursing notes and/or assessments for Resident JM. Petitioner's conduct resulted in an incomplete medical record, and was likely to injure the resident in that subsequent caregivers did not have accurate and complete information on which to base their decisions for further care.
- 8. On or about June 15, 2018, through June 16, 2018, while employed as a Licensed Vocational Nurse with Sweetwater Healthcare Center, Sweetwater, Texas, Petitioner failed to notify the physician when she assessed Resident LB to have a pulse of 53. Petitioner's conduct was likely to injure the patient from unknown or undetected changes in condition.
- 9. On or about June 17, 2018, while employed as a Licensed Vocational Nurse with Sweetwater Healthcare Center, Sweetwater, Texas, Petitioner failed to notify the husband of Resident JW, a resident with Alzheimer's, that the physician had ordered a new medication, cyanocobalamin, and decreased the resident's levothyroxine. Instead, Petitioner notified the resident. Petitioner's conduct deprived the patient's spouse of informed consent.

- 10. In response to Finding of Fact Number Seven (7), Petitioner states the resident was a direct admit from the physician's office and in stable condition. Petitioner states she simply forgot to chart on this resident. Petitioner states the resident had no behaviors or change in condition to note and in prioritizing her duties that day she forgot to add a nursing note. In response to Finding of Fact Number Nine (9), Petitioner states the resident was cognitively able to understand and maintain an appropriate conversation, and respond appropriately. Petitioner states the resident was alert and oriented to person, time, and place. A call was placed to the resident's spouse that was unsuccessful. Petitioner states she had plans on attempting to call again before the completion of her shift but that she became distracted by other resident's needs. Petitioner states she educated this resident on her new order, charting she voiced understanding. Petitioner states she regrets that she did not follow up on her documentation pertaining to the unsuccessful notification to the spouse.
- 11. On or about May 18, 2018, Petitioner successfully completed a Board-approved class in sharpening critical thinking skills, which would have been a requirement of this Order.
- 12. On or about June 15, 2018, Petitioner successfully completed a Board-approved class in Texas nursing jurisprudence and ethics, which would have been a requirement of this Order.
- 13. The Executive Director considered evidence of Petitioner's past behavior in light of the factors set out in 22 Tex. ADMIN. CODE §213.27 and determined that Petitioner currently demonstrates the criteria required for licensure.
- 14. The Executive Director's review of the grounds for potential ineligibility has been made on the basis of Petitioner's disclosures.
- 15. Petitioner has been advised by the Board that any information found to be incomplete, incorrect or misleading to the Board or a subsequent discovery of a basis of ineligibility will be considered by the Board and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through fraud or deceit.
- 16. Petitioner shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Section 301.452(b), Texas Occupations Code.

### **CONCLUSIONS OF LAW**

- 1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
- 2. On or about May 25, 2018, Petitioner submitted the Petition requesting a determination of eligibility for licensure in compliance with Sections 301.252, 301.253, 301.257 and 301.258, Texas Occupations Code, and the Board's Rules at 22 Tex. ADMIN. CODE §213.30.

- 3. The evidence received is sufficient to prove violation(s) of 22 Tex. ADMIN. CODE  $\S217.11$  (1)(A),(1)(B),(1)(D)(1)(M)&(1)(P) and 22 Tex. ADMIN. CODE  $\S217.12$  (1)(A),(1)(B)&(1)(C).
- 4. Petitioner's history reflects conduct which may constitute grounds for discipline and denial of a license under Section 301.452(b)(10)&(13), Texas Occupations Code.
- 5. The Board may probate the denial of a license under conditions for a specified term pursuant to Section 301.453, Texas Occupations Code.
- 6. The Board may license an individual upon evaluation of the factors in 22 TEX. ADMIN. CODE §213.27, and pursuant to 22 TEX. ADMIN. CODE §213.33, if the Board is satisfied that the individual is able to consistently conform her conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
- 7. This Order is conditioned upon the accuracy and completeness of Petitioner's disclosures. Any subsequently discovered discrepancies will result in investigation and possible disciplinary action, up to revocation of Petitioner's license(s).

### **TERMS OF ORDER**

# I. SANCTION, ELIGIBILITY FOR LICENSURE AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that PETITIONER SHALL receive the sanction of **REPRIMAND WITH STIPULATIONS** in accordance with the terms of this Order, and upon meeting the requirements for graduation of an appropriate program in nursing education and payment of any required fees, PETITIONER is **ELIGIBLE** to sit for the National Council Licensure Examination for Practical Nurses (NCLEX-PN® Examination) and/or the National Council Licensure Examination for Registered Nurses (NCLEX-RN® Examination), as applicable.

A. PETITIONER SHALL NOT be eligible for temporary authorization to practice as a Graduate Nurse (GN), as applicable, in the State of Texas.

- B. Upon payment of any required fees and upon attaining a passing grade on the applicable National Council Licensure Examination, PETITIONER shall be issued the applicable license(s) to practice nursing in the State of Texas.
- C. Until successfully completed, any and all licenses issued to Petitioner shall be subject to the terms of this Order.
- D. This Order SHALL be applicable to PETITIONER'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- E. As a result of this Order, PETITIONER'S license will be designated "single state" and PETITIONER may not work outside the State of Texas in another nurse licensure compact party state.

### II. COMPLIANCE WITH LAW

While under the terms of this Order, PETITIONER agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Eligibility Agreed Order.

#### III. SUPERSEDING ORDER

IT IS FURTHER AGREED and ORDERED that the sanction and conditions of this Eligibility Agreed Order SHALL supersede all previous stipulations required by any Order entered by the Texas Board of Nursing.

### IV. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, PETITIONER 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 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.

In order to receive credit for completion of this/these course(s), PETITIONER 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. PETITIONER SHALL first obtain Board approval of any course prior to enrollment if the course is <u>not</u> being offered by a pre-approved provider. Information about Board-approved courses and Verification of Course Completion forms are available from the Board at <u>www.bon.texas.gov/compliance</u>.

## V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, PETITIONER must work as a nurse in the State of Texas with <u>Sweetwater Healthcare Center</u>, <u>Sweetwater</u>, <u>Texas</u>, providing direct patient care in a clinical healthcare setting, <u>for a minimum of sixty-four (64) hours per month</u> for eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) quarterly periods of employment as a nurse have elapsed. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period <u>and will not count towards completion of this requirement.</u>

- A. Notifying Present and Future Employers: PETITIONER SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, PETITIONER SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. Notification of Employment Forms: PETITIONER SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. PETITIONER SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.

- C. Indirect Supervision for Current Position with Sweetwater Healthcare Center, Sweetwater, Texas: for so longas Petitioner remains employed with Sweetwater Healthcare Center, Sweetwater, Texas, PETITIONER SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as PETITIONER, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years of experience in the same or similar practice setting to which the PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- D. Should Petitioner's employment with Sweetwater Healthcare Center, Sweetwater, Texas, cease or change:.
- 1. Direct Supervision for the Remainder of the First Year [Four (4) Quarters] of Employment: Should Petitioner's employment with Sweetwater Healthcare Center, Sweetwater, Texas, cease or change while under the terms of this Order, PETITIONER SHALL be directly supervised by a Registered Nurse for the remainder of the first year [four (4) quarters] of employment under the terms of this Order, if any. Direct supervision requires another nurse, as applicable, to be working on the same unit as PETITIONER and immediately available to provide assistance and intervention. PETITIONER SHALL work only on regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- 2. Indirect Supervision Following Completion of the First Year [Four (4) Quarters] of Employment: Should Petitioner's employment with Sweetwater Healthcare Center, Sweetwater, Texas, cease or change while under the terms of this Order, PETITIONER SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, who is on the premises, for the remainder of the stipulation perid. The supervising nurse is not required to be on the same unit or ward as PETITIONER, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years of experience in the same or similar practice setting to which the PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment

- agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- E. Nursing Performance Evaluations: PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER'S capability to practice nursing. These reports shall be completed by the individual who supervises the PETITIONER and these reports shall be submitted by the supervising individual to the office of the Board at the end of each three (3) month quarterly period for eight (8) quarters [two (2) years] of employment as a nurse.

### VI. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from PETITIONER'S license(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, PETITIONER may be eligible for nurse licensure compact privileges if any.

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#### PETITIONER'S CERTIFICATION

I am the Petitioner in this matter. I have fully and truthfully disclosed all of my past conduct which could constitute grounds for licensure ineligibility, and I have caused a complete and accurate criminal history to be submitted to the Texas Board of Nursing from each jurisdiction in which I have been adjudged guilty by way of conviction or deferred order. I certify that my past behavior, except as disclosed in my application/petition, has been in conformity with the Board's character rule. I have provided the Board with complete and accurate documentation of my past conduct in violation of the penal law of any jurisdiction which was disposed of through any procedure short of conviction, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

In connection with my application, I acknowledge that I have read and I understand Sections 301.157(d), 301.252, 301.253, 301.257, 301.258, 301.260, 301.452, and 301.453, Texas Occupations Code, and Chapter 53, Section 53.001 et seq., Texas Occupations Code, and 22 Tex. ADMIN. Code §§213.27, 213.28, 213.29, and 213.30. I agree with all terms of this Order, including the Findings of Fact and Conclusions of Law and any stipulations as set out in this Order. I acknowledge that this Order is stipulated and I understand that I am not eligible to receive a Temporary Permit to practice nursing. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to accepting any license from the Texas Board of Nursing.

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(s) and/or nurse licensure compact privileges, if any, to practice nursing in the State of Texas, as a consequence of my noncompliance.

I understand that I can be represented by an attorney in this matter. I waive representation by counsel, notice, administrative hearing, and judicial review of this Order and request that the Texas Board of Nursing ratify this Order.

Signed this

KRISTIN ALEXANDRA MANLEY, Petitioner

Sworn to and subscribed before me this 2

Notary Public in and for the State of

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order for Discipline and Eligibility that was signed on the 28<sup>th</sup> day of December, 2018, by KRISTIN ALEXANDRA MANLEY, Vocational Nurse License Number 329926 & PETITIONER for Eligibility for Licensure, and said Order is final.

Effective this 12<sup>th</sup> day of February, 2019.

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board

# BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of § AGREED

 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 complete of the complete.

On this day the Texas Board of Nursing, hereinafter referred to as the Bound, considered the matter of KRISTIN ALEXANDRA MANLEY, Vocational Nurse License Number 329926, 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 March 6, 2018.

### 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 Cisco College, Abilene, Texas on December 10, 2015. Respondent was licensed to practice vocational nursing in the State of Texas on January 12, 2016.
- 5. Respondent's nursing employment history includes:

01/2016 - 11/2017

Vocational Nurse

Nolan Nursing and Rehabilitation, LP Sweetwater, Texas Respondent's nursing employment history continued:

12/2017 - Present

Unknown

- 6. At the time of the initial incident, Respondent was employed as a Vocational Nurse with Nolan Nursing and Rehabilitation, LP, Sweetwater, Texas, and had been in that position for one (1) year and ten (10) months.
- 7. On or about November 24, 2017, while employed as a Vocational Nurse with Nolan Nursing and Rehabilitation, LP, Sweetwater, Texas, Respondent administered a breathing treatment to W.J., who was not a resident of the facility, and without first consulting a physician. Respondent's conduct exposed W.J. to risk of harm in that the administration of a breathing treatment without a physician's consultation could result in W.J. suffering from adverse reactions.
- 8. In response to Finding of Fact Number Seven (7), Respondent states a resident's husband was complaining of chest pain and shortness of breath. Upon entering the room, W.J. was hunched over holding his chest, grimacing, and stating he could not breathe. Respondent states she obtained what reflected an elevated blood pressure, and oxygen saturation was 74% initially. Respondent states she advised to call for 911. The ADON applied three liters of oxygen. The ADON administered nitroglycerine from W.J.'s personal prescription. W.J.'s saturation continued to drop into the lower 60s and at that time Respondent states she suggested a breathing treatment. Nurse H set up the nebulizer, administered the medication onto the mask and handed it to Respondent to place on W.J.'s face.

# **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  $\S217.11(1)(A),(1)(B),(1)(G)\&(1)(P)$  and 22 Tex. ADMIN. CODE  $\S217.12(1)(A),(1)(B)\&(4)$ .
- 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 329926, heretofore issued to KRISTIN ALEXANDRA MANLEY.
- 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.

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#### TERMS OF ORDER

# I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of WARNING 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. As a result of this Order, Respondent's license(s) will be designated "single state" and Respondent may not work outside the State of Texas in another nurse licensure compact party state.

### 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. UNDERSTANDING BOARD ORDERS

Within thirty (30) days of entry of this Order, RESPONDENT must successfully complete the Board's online course, "Understanding Board Orders," which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <a href="http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp">http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp</a>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

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# IV. 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. The course <u>"Sharpening Critical Thinking Skills,"</u> 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 preapproved provider. Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.

## V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse in the State of Texas, providing direct patient care in a clinical healthcare setting, for a minimum 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 a nurse have

elapsed. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

- A. Notifying Present and Future Employers: RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. Notification of Employment Forms: RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. Incident Reporting: RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.
- D. Nursing Performance Evaluations: RESPONDENT SHALL CAUSE each employer 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 individual who supervises the RESPONDENT and these reports shall be submitted by the supervising individual 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.

#### VI. 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, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III,

RESPONDENT may be eligible for nurse licensure compact privileges, if any.

### 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 Hoday of On S. Kristin ALEXANDRA MANLEY

Sworn to and subscribed before me this

SEAL

Notary Public in and for the State of S

Approved as to form and substance.

PETER SHERIDAN, Attorney for Respondent

Signed this May of All, 2018.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 11<sup>th</sup> day of April, 2018, by KRISTIN ALEXANDRA MANLEY, Vocational Nurse License Number 329926, and said Order is final.

Effective this 8th day of May, 2018.

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board