

In the Matter of
Permanent Registered Nurse
License Number 921098
Issued to SANDRA JEAN ROZELL,
Respondent

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

ORDER OF THE BOARD

TO: Sandra Rozell
220 Tangerine Dr.
Buda, TX 78610

During open meeting held in Austin, Texas, on **November 12, 2019**, 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 921098, previously issued to SANDRA JEAN ROZELL 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 12th day of November, 2019

TEXAS BOARD OF NURSING

BY: 

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

Attachment: Formal Charges filed August 30, 2019

d17r(2019.10.01)

Re: Permanent Registered Nurse License Number 921098
Issued to SANDRA JEAN ROZELL
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of November, 2019, ^{mn} 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,

Copy Via USPS First Class Mail

Sandra Rozell
220 Tangerine Dr.
Buda, TX 78610

BY: _____

Katherine A. Thomas

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

In the Matter of
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FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, SANDRA JEAN ROZELL, is a Registered Nurse holding license number 921098 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 September 5, 2017, while employed as a Registered Nurse in the Medical/Surgical Unit of St. David's South Austin Medical Center, Austin, Texas, Respondent failed to administer Hydrocodone to a patient as ordered by a physician, in that she administered Hydrocodone for a pain level of seven (7) when the order called for the medication to be administered for a pain level of four (4) through six (6), as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR	Nurses' Notes
9/5/17	0944	K00117782183 RWT	Hydrocodone/ APAP 5/325 tabs (2)	N/A	Hydrocodone/APAP 5/325 1-2 tabs po q4h prn pain 4-6	0948 2 tab	0948 Pain 7 1048 Pain 0

Respondent's conduct was likely to injure the patient 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), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(4).

CHARGE II.

On or about September 26, 2017, while employed as a Registered Nurse in the medical/surgical unit of St. David's South Austin Medical Center, Austin, Texas, Respondent withdrew

Hydromorphone from the medication dispensing system for a patient 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 Order	MAR	Nurses' Notes
9/26/17	1339	K00117881296 RMR	Hydromorphone 2mg vial (1)	None	Hydromorphone 1mg IV q4h prn pain 7-10	1339 1mg	1339 Pain 8 1439 Pain 4

Respondent's conduct left medication 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 III.

On or about September 26, 2017, while employed as a Registered Nurse in the Medical/Surgical Unit of St. David's South Austin Medical Center, Austin, Texas, Respondent misappropriated one (1) milligram of Hydromorphone from Patient RMR or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patient thereof of the cost of the medication.

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 IV.

On or about October 10, 2017, while employed as a Registered Nurse in the Medical/Surgical Unit of St. David's South Austin Medical Center, Austin, Texas, Respondent falsely documented administering six (6) tablets of Hydrocodone/APAP 5/325 mg to Patient DMS and three (3) syringes of Morphine Sulfate 2 mg to Patient RC in that the patients denied requesting or receiving any Hydrocodone or Morphine. Respondent's conduct created inaccurate medical records and failure to administer medications as ordered by the physician could have resulted in non-efficacious treatment.

The above action constitutes grounds for disciplinary action in accordance with Sections 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),(6)(A),(6)(H)&(10)(B).

CHARGE V.

On or about October 10, 2017, while employed as a Registered Nurse in the Medical/Surgical Unit of St. David's South Austin Medical Center, Austin, Texas, Respondent misappropriated six (6) tablets of Hydrocodone/APAP 5/325 mg from Patient DMS and three (3) syringes of Morphine Sulfate 2 mg from Patient RC. 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 VI.

On or about November 29, 2018, while employed as a Registered Nurse with Seton Medical Center Hays, Kyle, Texas, Respondent lacked fitness to practice nursing in that she was witnessed exhibiting signs of impaired behavior while on duty, including: difficulty expressing her thoughts, difficulty standing, and difficulty keeping her eyes open. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10),(12)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(B)&(1)(T) and 217.12(1)(A),(1)(B),(1)(E),(4)&(5).

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) and/or privilege(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.

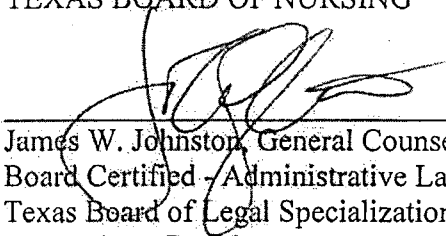
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on adopted policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct, and on adopted policies 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.

Filed this 30 day of August, 2019.

TEXAS BOARD OF NURSING



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