



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
Registered Nurse License Number 849728
issued to ATIAH KHALED

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AGREED ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ATIAH KHALED, Registered Nurse License Number 849728, 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)(13), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on October 13, 2020.

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 Agreed Order.
3. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from MDT College of Health Sciences, Highland Heights, Ohio, on August 8, 2005, and received an Associate Degree in Nursing from Cuyahoga Community College, Cleveland, Ohio, on December 17, 2012. Respondent was licensed to practice vocational nursing in the State of Ohio on August 8, 2005; was licensed to practice professional nursing in the State of Ohio on March 26, 2013; and was licensed to practice professional nursing in the State of Texas on January 27, 2014.

5. Respondent's nursing employment history includes:

8/2005 – 11/2005	Licensed Vocational Nurse	Montifiore Nursing Home Beachwood, Ohio
12/2005-1/2006	Unknown	
2/2006-5/2006	Licensed Vocational Nurse	HCR Manor Care Mayfield Heights, Ohio
6/2006-3/2007	Licensed Vocational Nurse	Emerald Ridge of Solon Solon, Ohio
3/2007-10/2007	Licensed Vocational Nurse	Villa St. Joseph/Village at Marymount Garfield Heights, Ohio
11/2007-2/2008	Licensed Vocational Nurse	Willow Park Nursing & Rehabilitation Cleveland, Ohio
3/2008-2/2013	Unknown	
3/2013-9/2013	Registered Nurse	The Choice Nursing Services & Home Health Mayfield Heights, Ohio
3/2013-8/2013	Registered Nurse	Sunrise Pointe Nursing & Rehabilitation Maple Heights, Ohio
9/2013- Unknown	Registered Nurse	Epic Home Health Services Katy, Texas
6/2015-12/2017	Registered Nurse	Ultrastaff Nursing Employment and Medical Staffing Agency Houston, Texas
12/2017-5/2019	Registered Nurse	Fort Bend Independent School District Sugar Land, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Fort Bend Independent School District, Sugar Land, Texas, and had been in that position for one (1) year.
7. On or about December 7, 2018, while employed as a Registered Nurse with Fort Bend Independent School District, Sugar Land, Texas, and assigned as a Classroom Nurse at Lula Belle Goodman Elementary School, Fresno, Texas, Respondent failed to immediately activate emergency medical services (EMS) when Student D, who did not have a history of seizures, experienced a seizure in the classroom, and failed to ensure that the student's medical history and emergency transport paperwork was available. Additionally, Respondent failed to completely document in the patient's medical record regarding the seizure characteristics, involvement of the campus nurse, and any interventions performed. Respondent's conduct resulted in an incomplete medical record and exposed the patient to a risk of harm from the unavailability of medical record in the event of an emergency transfer of care.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that she was not aware that she was responsible for the students in the morning session, but once she was made aware, she completed the emergency action plans, evacuation plans, and other paperwork for those students. Respondent states that on the date in question, she provided care to the patient who seized in the classroom, but did not have the EMS paperwork ready for him. Respondent states that she notified the campus nurse who arrived to help, and Respondent then called 911. Respondent adds that EMS arrived but the student's family decided to take the child to urgent care themselves. Respondent states that the campus nurse documented on the incident in the computer and Respondent documented the items she did herself.

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)(D).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 849728, heretofore issued to ATIAH KHALED.
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.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REMEDIAL EDUCATION** 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" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

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 Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Agreed 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: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

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 and video programs will not be approved.
- B. **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.
- C. **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.*

V. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'S license(s) and/or privilege(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.

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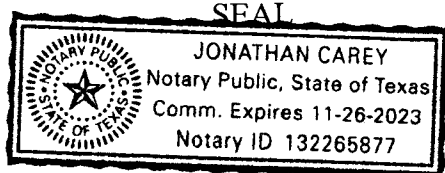
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this 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 this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing 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 possible revocation of my license(s) and/or privileges to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 17 day of December, 2020.

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ATIAH KHALED, RESPONDENT

Sworn to and subscribed before me this 17th day of December, 2020.



Jonathan Carey
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 17th day of December, 2020, by ATIAH KHALED, Registered Nurse License Number 849728, and said Agreed Order is final.

Effective this 28th day of December, 2020.

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas".

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