



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 § AGREED ORDER
Registered Nurse License Number 521535 §
& Vocational Nurse License Number 101794 §
issued to CONCEPCION BELTRAN FANOUS §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CONCEPCION BELTRAN FANOUS, Registered Nurse License Number 521535, and Vocational Nurse License Number 101794, 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 March 31, 2021.

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 vocational nurse in the State of Texas is in delinquent status. 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 McLennan Community College, Waco, Texas, on August 12, 1983. Respondent received a Diploma in Nursing from McLennan Community College, Waco, Texas, on December 1, 1984. Respondent was licensed to practice vocational nursing in the State of Texas on November 30, 1983. Respondent was licensed to practice professional nursing in the State of Texas on March 20, 1985.

5. Respondent's nursing employment history includes:

11/1983 – 8/1988	Emergency Department Staff Nurse	Providence Hospital Waco, Texas
1988 – 7/1992	Staff Nurse	Scott & White Hospital Waco, Texas
1992 – 1994	Staff Nurse	Southern Baptist Hospital New Orleans, Louisiana
1994 – 7/2001	Office Staff Nurse	Tyler Digestive Disease Clinic Tyler, Texas
8/2001 – 2/2010	Unknown	
3/2010 – 1/2019	ED Staff Nurse	UT Health-Tyler Tyler, Texas
1/2019 – Present	Unknown	

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as an Emergency Department (ED) Staff Nurse with UT Health-Tyler, Tyler, Texas, and had been in that position for eight (8) years and eight (8) months. On or about November 5, 2018, while employed as an ED Staff Nurse with UT Health-Tyler, Tyler, Texas, Respondent failed to completely and/or accurately document her assessments of Patient Medical Account Number 53348686, including the patient's oxygen saturation decrease and respiration increase. Respondent's conduct could have created an inaccurate medical record.
7. In response incident in Finding of Fact Number Six (6), the patient was under her close observation, and she spoke with the physician about his hypotension and lactic acid levels, asking if she should repeat the lactic acid. Respondent indicates that the physician said no, that he knew the patient was very sick, and to continue the fluid bolus and get him to CT. Respondent relates that at the time he went for the CT, he was pending the completion of the last liter of fluid bolus ordered, and had just received IV antibiotics. Respondent explains the patient's blood pressures were still low but stable, his respirations were twenty-two (22) but un-labored, and obtaining accurate oxygen saturation was difficult due to clubbing of his fingers and his movement. Respondent adds that if the fluid bolus had been completed with still no BP improvement, then she would have notified the physician again for additional orders.
8. Respondent submitted several letters of recommendation to the Board.

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)(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 521535, and Vocational Nurse License Number 101794, heretofore issued to CONCEPCION BELTRAN FANOUS.
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" 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 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) 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 is subject to ratification by the Texas Board of Nursing and a copy of this Order will be mailed to me once the Order becomes effective. 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 13th day of April 2021

Cecilia Clonbe Beltran Banous
CECILIA CLONBE BELTRAN BANOUS Respondent

Sworn to and subscribed before me this 11th day of April 2021

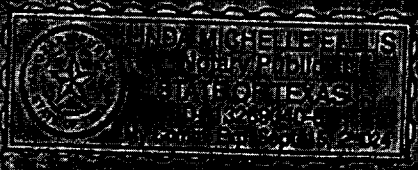
Michelle Williams

Notary Public in and for the State of TX

Approved as to form and substance

Darin Desjardins, Attorney for Respondent

Signed this 13th day of April 2021



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 1st day of April, 2021, by CONCEPCION BELTRAN FANOUS, Registered Nurse License Number 521535, and Vocational Nurse License Number 101794, and said Agreed Order is final.

Effective this 6th day of April, 2021.



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