



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

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In the Matter of § AGREED ORDER  
Registered Nurse License Number 919100 §  
issued to SHUNTIVIS HORN §  
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SHUNTIVIS HORN, Registered Nurse License Number 919100, 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 Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on April 14, 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 professional nurse in the State of Texas is in current status.
4. Respondent received an Associate Degree in Nursing from Tyler Junior College, Tyler, Texas, on May 1, 2016, and received a Bachelor of Science in Nursing from the University of Texas School of Nursing, Arlington, Texas, in 2019. Respondent was licensed to practice professional nursing in the State of Texas on March 21, 2017.
5. Respondent's nursing employment history includes:

03/2017 – 01/2020	Registered Nurse	Rusk State Hospital Rusk, Texas
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Respondent's nursing employment history continued:

01/2020 – 09/2020	Registered Nurse	UT Health Jacksonville Jacksonville, Texas
10/2020 – Present	Registered Nurse	CHRISTUS Home Care Tyler, Texas

6. At the time of the incident, Respondent was employed as a Registered Nurse with UT Health Jacksonville, Jacksonville, Texas, and had been in that position for eight (8) months.
7. On or about September 13, 2020, while employed as a Registered Nurse with UT Health Jacksonville, Jacksonville, Texas, Respondent inappropriately asked the mother of Infant Patient KR to administer Rocephin 640mg orally when it was ordered to be given intravenously (IV). After the medication was given orally, Respondent falsely notified the patient's physician that the medication had not been administered and was then given a new order to administer Rocephin 600mg intramuscularly (IM). Subsequently, Respondent returned with two additional syringes of Rocephin, administered them by IM injection in excess dosage of 1240mg total, and asked the mother of the patient to not disclose that the medication was previously given orally. In addition, Respondent failed to document that Rocephin 640mg was administered orally, and instead falsely documented that it was not given due to no IV access. Respondent's conduct was likely to injure the patient in that the administration of medication in excess dosage of the physicians' orders could result in the patient suffering from adverse reactions. Additionally, Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have accurate and complete information on which to base their care decisions.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that the medication was given by the incorrect route, and she did give the patient's mother the syringe and asked her to give the medication. Respondent explains that the patient had an IV that had infiltrated, and she mistakenly assumed that the Rocephin in a syringe from the pharmacy was meant to be given orally. Respondent states that she did notify the patient's physician that the medication was given orally, and was honest that the IV infiltrated. Respondent states that the medication was ordered to be given by IV, but due to the infiltrated IV the physician gave the charge nurse a verbal order to give Rocephin IM. Respondent explains that she and the charge nurse retrieved the medication from the pharmacy and administered in two separate injections. Respondent states that she did document in the MAR, but not in the nursing notes. Respondent states that she did fail to complete an Occurrence Report of the medication error. Respondent states that she truly regrets that she made these errors related to the patient in her care, and that she usually does not care for pediatric patients.
9. On or about November 13, 2020, Respondent successfully completed a course in Nursing Jurisprudence and Ethics, which would have been a requirement of this Order.

10. On or about November 21, 2020, Respondent successfully completed a course in Sharpening Critical Thinking Skills, which would have been a requirement of this Order.
11. On or about December 15, 2020, Respondent successfully completed a course in Nursing Medication Administration, which would have been a requirement of this Order.
12. On or about January 5, 2021, Respondent successfully completed a course in Nursing Documentation, which would have been a requirement of this Order.

### 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)(C),(1)(D),(1)(J)&(3) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(D),(6)(H)&(10)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 919100, heretofore issued to SHUNTIVIS HORN.
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 **REPRIMAND 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" 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. 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 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 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. **Indirect Supervision:** RESPONDENT 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 RESPONDENT, 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 RESPONDENT is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- 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 eight (8) quarters [two (2) years] of employment as a nurse.

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**

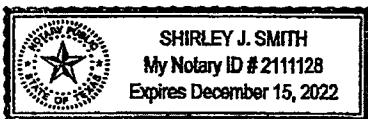
I understand that I have the right to legal counsel prior to signing this Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action 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 12 day of JULY, 2021.

Shuntavis Horn  
SHUNTAVIS HORN, RESPONDENT  
Shuntavis Horn

Sworn to and subscribed before me this 12<sup>th</sup> day of July, 2021.

SEAL



Shirley J. Smith  
Notary Public in and for the State of Texas

Approved as to form and substance.

Patricia Blair  
Patricia Blair, Attorney for Respondent

Signed this 12 day of July, 2021.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 12<sup>th</sup> day of July, 2021, by SHUNTIVIS HORN, Registered Nurse License Number 919100, and said Agreed Order is final.

Effective this 10<sup>th</sup> day of August, 2021.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

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