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Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED ORDER
Advanced Practice Registered Nurse License §
Number AP115339 with Prescription §
Authorization Number 7247, §
Registered Nurse License Number 636019 §
& Vocational Nurse License Number 146174 §
issued to CHANDRA LANETTE §
MONTGOMERY §

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CHANDRA LANETTE MONTGOMERY, Advanced Practice Registered Nurse License Number AP115339 with Prescription Authorization Number 7247, Registered Nurse License Number 636019, and Vocational Nurse License Number 146174, 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)(effective through 08/31/2021), 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 January 7, 2022.

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. Respondent's license to practice as an advanced practice registered nurse in

the State of Texas with authorization as an Adult Nurse Practitioner is in current status with Prescription Authorization Number 7247 in current status.

4. Respondent received a Certificate in Vocational Nursing from Hill College, Hillsboro, Texas, on December 14, 1993. Respondent received a Master's Degree in Nursing from Excelsior College-Ad, Albany, New York, on May 1, 1996. Respondent completed an Adult Nurse Practitioner Program from University of Texas at Arlington, Arlington, Texas, on August 15, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on April 26, 1994. Respondent was licensed to practice professional nursing in the State of Texas on December 17, 1996. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as an Adult Nurse Practitioner on September 22, 2006. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as an Adult Nurse Practitioner with Prescription Authorization on September 22, 2006.

5. Respondent's nursing employment history includes:

04/1994 – 11/1996	Licensed Vocational Nurse	Hill Regional Hospital Hillsboro, Texas
12/1996 – 01/2000	Registered Nurse	Hill Regional Hospital Hillsboro, Texas
06/2000 – 06/2001	Registered Nurse	Town Hall Estates Nursing Home Hillsboro, Texas
04/1998 – 09/2002	Registered Nurse	Hillcrest Baptist Medical Center Waco, Texas
05/1999 – 03/2002	Registered Nurse	Outreach Home Health Hillsboro, Texas
04/2003 – 02/2006	Registered Nurse	Canterbury Villa Nursing Home Hillsboro, Texas
05/1999 – 2006	Agency Staff Nurse	Elite Nursing Services Hillsboro, Texas
02/2006 – 07/2006	Quality Review Registered Nurse	NACES, Plus Foundation, Inc. Austin, Texas
08/2006 – 11/2006	Not employed in Nursing	

12/2006 – 05/2008	Adult Nurse Practitioner	C&K Practitioner Services Waco, Texas
06/2008 – 06/2013	Adult Nurse Practitioner	Family Diagnostic Medical Center Hillsboro, Texas
04/2013 – 05/2013	Adult Nurse Practitioner	Peak Health Solutions Arlington, Texas
06/2013 – 05/2014	Unknown	Unknown
06/2015 – 11/2016	Adult Nurse Practitioner	United Health Group Elkridge, Maryland
06/2014 – 12/2018	Adult Nurse Practitioner	Little River Healthcare Waco, Texas
01/2019 – 07/2019	Adult Nurse Practitioner	The Atrium at Bellmead Bellmead, Texas
08/2019 - Present	Unknown	Unknown

6. At the time of the initial incident, Respondent was licensed as an Advanced Nurse Practitioner, and working as an Adult Nurse Practitioner at The Atrium at Bellmead, Bellmead, Texas, and had been in that position for three (3) months.
7. On or about April 15, 2019, while working as an Adult Nurse Practitioner, at The Atrium of Bellmead, Bellmead, Texas, Respondent inappropriately documented her patient encounter for Patient Medical Record Number 40101336, including a physical exam. Later, Respondent reported that she did not have time to see the patient. Respondent's conduct also created an incorrect entry in the medical record, upon which other caregivers could have relied for subsequent care of the patient.
8. In response to Finding of Fact Number Seven (7), Respondent reports she never intended to falsify medical records; all the information in the note was obtained from the nurse through verbal report. Respondent reports she intended to transcribe a phone encounter and it was never meant to be placed in the chart, nor was the encounter billed.
9. Formal Charges were filed on March 25, 2020.

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)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(6)(A)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13)(effective through 08/31/2021), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP115339 with Prescription Authorization Number 7247, Registered Nurse License Number 636019, and Vocational Nurse License Number 146174, heretofore issued to CHANDRA LANETTE MONTGOMERY.
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 WITH FINE** 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. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.
- D. 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. **MONETARY FINE**

RESPONDENT SHALL **pay a monetary fine in the amount of two hundred fifty dollars (\$250.00) within forty-five (45) days of the effective date of this Order.**

Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

VI. **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 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 _____ day of _____, 20____.

Chandra Lanette Montgomery
CHANDRA LANETTE MONTGOMERY

RESPONDENT

Sworn to and subscribed before me this _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

Approved as to form and substance.

Mora Alejandro
Mora Alejandro, Attorney for Respondent

Signed this 7th day of January, 2021.

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 7th day of January 2022, by CHANDRA LANETTE MONTGOMERY, Advanced Practice Registered Nurse License Number AP115339, Registered Nurse License Number 636019, and Vocational Nurse License Number 146174, and said Agreed Order is final.

Effective this 7th day of January 2022.



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