



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 568680 §
issued to BURNETTA LIAMON MCGILL §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of BURNETTA LIAMON MCGILL, Registered Nurse License Number 568680, 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)(effective through 8/31/2021), 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 October 15, 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 a Diploma in Nursing from Tarrant County Junior College, Fort Worth, Texas, on December 1, 1990. Respondent was licensed to practice professional nursing in the State of Texas on March 18, 1991.
5. Respondent's nursing employment history includes:

03/1991 – 10/1993	CCU/Tele RN	Arlington Memorial Hospital Arlington, Texas
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Respondent's nursing employment history continued:

10/1993 – 04/2002	Dialysis RN	Fresenius Medical Care Dallas, Texas
04/2001 – 10/2009	Dialysis RN	US Renal Care Grand Prairie, Texas
11/2009 – 04/2015	Dialysis RN	Fresenius Medical Care Grapevine, Texas
04/2015 – 08/2015	Med/Surg RN	Ethicus Hospital Grapevine, Texas
08/2015 – 11/2018	Med/Surg RN	Baylor Scott & White Grapevine, Texas
11/2018 – 01/2020	Med/Surg RN	UT Southwestern Medical Center Dallas, Texas
02/2020	Unknown	Unknown
03/2020 – Present	Dialysis RN	US Renal Care North Richland Hills, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse (RN) with UT Southwestern Medical Center, Dallas, Texas, and had been in that position for eight (8) months.
7. On or about July 1, 2019, while employed as a RN with UT Southwestern Medical Center, Dallas, Texas, Respondent inappropriately administered two 0.5mg Dilaudid boluses to Patient BC via a patient controlled analgesia (PCA) pump connected to the patient via hemodialysis tunneled catheter, without training and/or a documented competency in hemodialysis catheters. Respondent's conduct may have exposed the patient to an increased risk of injury in that she had not demonstrated competency with hemodialysis tunneled catheters at UT Southwestern Medical Center.
8. On or about August 2, 2019, while employed as a RN with UT Southwestern Medical Center, Dallas, Texas, Respondent incorrectly documented that she administered Zyprexa 2.5mg to Patient EG at 0504 in the patient's medication administration record (MAR). Respondent's conduct created an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have accurate information to base their decisions for further care.

9. On or about November 7, 2019, while employed as a RN with UT Southwestern Medical Center, Dallas, Texas, Respondent removed a 100mcg Fentanyl patch from Patient CG without a physician's order. Additionally, Respondent incorrectly documented that she removed a 50mcg Fentanyl patch. Respondent's conduct unnecessarily exposed the patient to increased pain and created an inaccurate medical record.
10. In response to Findings of Fact Numbers Seven (7) through Nine (9), regarding Patient BC, Respondent acknowledges that she gave the two boluses. Though Respondent had not been assessed at UT Southwestern for competency with a hemodialysis tunneled catheter, she had years of experience as a hemodialysis nurse, during which she had experience with this type of catheter. Respondent further states that there were two competent and duly licensed physicians at the bedside with her when she followed their orders to access the hemodialysis tunneled catheter. Respondent further states that the tunneled catheter was the only access site possible for this patient. Regarding Patient EG, Respondent admits she accidentally charted that she gave the "as needed" Zyprexa when she meant to chart that the patient refused the medication. Respondent further states that in the medication administration record, if a medication was refused it had the nurse's name, but no scanned package number, which is exactly like Respondent's entry at 0504. Regarding Patient CG, Respondent states that due to the change in orders for the Fentanyl patch on the day shift prior to her night shift, Respondent thinks that she saw the discontinue order for the 50mg patch and thought she was removing the 50mg patch but accidentally removed the 100mg patch.
11. Formal Charges were filed on July 15, 2021.
12. On or about August 9, 2021, Respondent successfully completed a Board-approved course in Critical Thinking, which would have been a requirement of this Order.
13. On or about August 27, 2021, Respondent successfully completed a Board-approved course in Nursing Documentation, which would have been a requirement of this Order.
14. On or about August 30, 2021, Respondent successfully completed a course in Texas Nursing Jurisprudence and Ethics, 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).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(13)(*effective through 8/31/2021*), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 568680, heretofore issued to BURNETTA LIAMON MCGILL.
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. 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.

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 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 11 day of January 2022.

B. McGill
BURNETTA LIAMON MCGILL, RESPONDENT

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

SEAL

Notary Public in and for the State of _____

^{msw}
Approved as to form and substance.

Nancy Roper Willson
Nancy Roper Willson, Attorney for Respondent

Signed this 10th day of January 2022.

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 11th day of January, 2022, by BURNETTA LIAMON MCGILL, Registered Nurse License Number 568680, and said Agreed Order is final.

Effective this 11th day of January, 2022.



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