



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
Vocational Nurse License Number 161696 §
issued to SYLVIA ANN WHITE §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SYLVIA ANN WHITE, Vocational Nurse License Number 161696, 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 8/31/21), 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 May 30, 2019.

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 current status.
4. Respondent received a Certificate in Vocational Nursing from Nichols Career Center, Jefferson City, Missouri, on August 16, 1996. Respondent was licensed to practice vocational nursing in the State of Texas on February 20, 1997.

5. Respondent's nursing employment history includes:

02/1997 – 01/2009	Unknown	
02/2009 – 02/2010	LVN	Pennsylvania Nursing and Rehabilitation Ft. Worth, Texas
02/2010 – 08/2014	LVN	Fort Worth Manor Fort Worth, Texas
05/2014 – 04/2015	LVN	Lakewood Village Healthcare Center Fort Worth, Texas
04/2015 – 04/2016	LVN	Bridgewood Health Care Center Kansas City, Missouri
08/2015 – 10/2016	LVN	Timberlake Care Center Kansas City, Missouri
05/2016 – 01/2018	LVN	CareStaff Kansas City, Missouri
02/2018 – 10/2018	Unknown	
11/2018 -12/2018	LVN	River Oaks Health and Rehabilitation Center, Fort Worth, Texas
01/2019 - Present	Unknown	

6. On or about June 10, 2003, Respondent was issued the sanction of Reprimand through an Order of the Board. A copy of the June 10, 2003, Order is attached and incorporated herein by reference as part of this Agreed Order.
7. At the time of the incident, Respondent was employed as a Registered Nurse with River Oaks Health and Rehabilitation, Fort Worth, Texas, and had been in that position for one (1) month.
8. On or about December 9, 2018, while employed as a Licensed Vocational Nurse with River Oaks Health and Rehabilitation Center, Fort Worth, Texas, Respondent delayed Patient P.P.'s treatment in that she failed to document an incident report, assessment, and complete the 24-hour shift record during her shift after Patient P.P. sustained a fall. The following day, Respondent admitted to the Director of Nursing and the Assistant Director of Nursing that Patient P.P. fell during her shift the night prior. Subsequently, Respondent returned to the facility and completed an incident report and documented the fall on the 24-hour shift record. Patient P.P. was later diagnosed with a fracture to the left hip. Respondent's

conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have complete information on which to base their care decisions. Additionally, Respondent's conduct exposed the patient unnecessarily to risk of harm from ineffective treatment and deprived the patient's physician the opportunity to institute timely medical interventions to stabilize the patient which resulted in a delay in the patient's care and recovery.

9. On or about December 9, 2018, while employed as a Licensed Vocational Nurse with River Oaks Health and Rehabilitation Center, Fort Worth, Texas, Respondent failed to give report to the oncoming nurse after Patient P.P. sustained a fall. Respondent's conduct exposed the patient unnecessarily to risk of harm in that not giving report could have resulted in the patient not getting the care needed which resulted in a delay in the patient's care and recovery.
10. On or about December 9, 2018, while employed as a Licensed Vocational Nurse with River Oaks Health and Rehabilitation Center, Fort Worth, Texas, Respondent failed to notify the physician after Patient P.P. sustained a fall. Respondent's conduct exposed the patient unnecessarily to risk of harm from ineffective treatment and deprived the patient's physician the opportunity to institute timely medical interventions to stabilize the patient which resulted in a delay in the patient's care and recovery.
11. In response to Findings of Fact Numbers Eight (8) through Ten (10), Respondent states she was called to Patient P.P.'s room and when she arrived she observed Patient P.P. laying on his back on the floor. Respondent states there was vomit on the wall and in the patient's mouth. Respondent states she asked Patient P.P. if he was ok and the patient responded, "yes." Respondent states she checked the patient for bruises, swelling, and open areas and didn't find any. Respondent states she completed a range of motion (ROM) assessment and helped the patient get in the bed. Respondent states she returned to the nurse's station and called Dr. Lewis's answering service and left a message and started an incident report. Respondent states an oncoming nurse came in shortly afterwards and Respondent told him what happened. Respondent states another oncoming nurse arrived and she gave report to that nurse while she completed the incident report.

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)&(3) and 22 TEX. ADMIN. CODE §217.12 (1)(A),(1)(B),(1)(C)&(4).

4. The evidence received is sufficient cause pursuant to Section 301.452(b) (10)&(13)(effective through 8/31/21), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 161696, heretofore issued to SYLVIA ANN WHITE.
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" 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. 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. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this order, RESPONDENT SHALL be directly 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. Direct supervision requires another nurse, as applicable, to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on 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. **Indirect Supervision:** For the remainder of the stipulation/probation period, 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.

E. **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.

VI. RESTORATION OF UNENCUMBERED LICENSE(S)

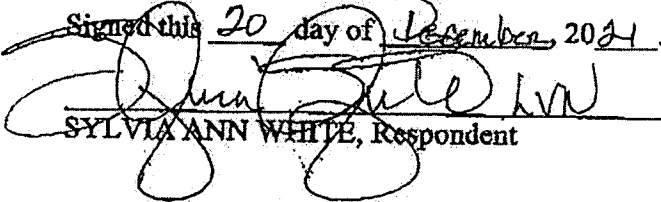
Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

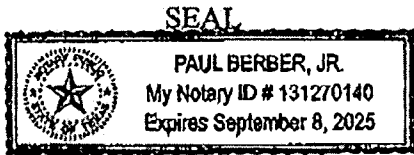
CONTINUED ON NEXT PAGE.

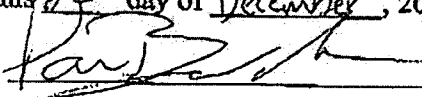
RESPONDENT'S CERTIFICATION

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 20 day of December, 2021.

SYLVIA ANN WHITE, Respondent

Sworn to and subscribed before me this 20 day of December, 2021.




Notary Public in and for the State of _____

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 20th day of December, 2021, by SYLVIA ANN WHITE, Vocational Nurse License Number 161696, and said Agreed Order is final.

Effective this 20th day of January, 2022.



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

BOARD OF VOCATIONAL
NURSE EXAMINERS

VS.

SYLVIA ANN WHITE

*
*
*
*
*

STATE OF TEXAS

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 161696 held by SYLVIA ANN WHITE, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the Board's opinion, is likely to deceive, defraud, or injure the public, in violation of Texas Occupations Code, Chapter 302, Section 302.402 (a) (10), in the following manner:

I.

a. On or about November 5, 2001, Respondent submitted her License Renewal to the Board of Vocational Nurse Examiners for the State of Texas. On said Renewal, Respondent answered "yes" to the question asking: "Were you convicted of a misdemeanor other than a minor traffic violation since your last renewal?"

II.

a. On or about October 2, 2000, Respondent was convicted of the misdemeanor offense of Driving While Intoxicated, in the County Criminal Court CCA1 of Dallas

AGREED BOARD ORDER
RE: SYLVIA ANN WHITE, LVN #161696
PAGE 2

County, Texas, under Cause No. MB0029723. As a result of said conviction, Respondent was placed on probation for a period of twenty-four (24) months, and ordered to pay a fine of \$800.00 and court costs.

b. Respondent has been convicted of a crime which the Board considers to be directly related to the duties and responsibilities of a Licensed Vocational Nurse. Said conviction is inconsistent with the basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires knowledge and familiarity of drugs/alcohol and compliance with drug/alcohol laws.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED, subject to ratification by the Board of Vocational Nurse Examiners that license number 161696, heretofore issued to SYLVIA ANN WHITE to practice vocational nursing in the State of Texas be, and the same is hereby **REPRIMANDED**.

AGREED BOARD ORDER
RE: SYLVIA ANN WHITE, LVN #161696
PAGE 3

RECEIVED
MAR 12 2003
BVNE

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

Dated this the 6 day of March, 2003.

Sylvia Ann White
Signature of Respondent

1208 Alder Dr. #1606
Current Address

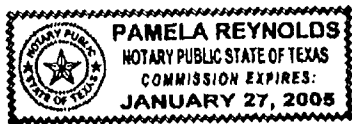
Arlington, TX - 76012
City, State and Zip

(817) 303-4133
Area Code and Telephone Number

The State of Texas
County of Tarrant

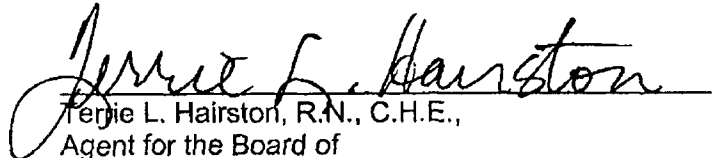
Before me, the undersigned authority, on this day personally appeared SYLVIA ANN WHITE, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 6 day of March, 2003.




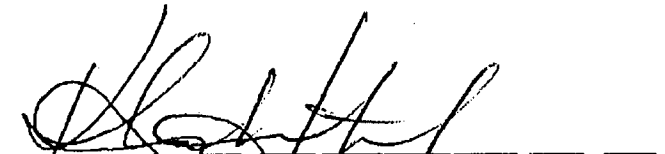
Pamela Reynolds
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

AGREED BOARD ORDER
RE: SYLVIA ANN WHITE, LVN #161696
PAGE 4


Terrie L. Hairston, R.N., C.H.E.,
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the
10th day of June, 2003.

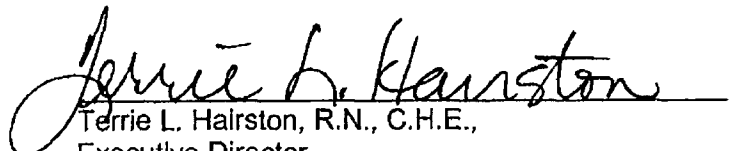

Kirby W. Haltor
Notary Public, State of Texas
My Commission Expires
OCTOBER 03, 2007


NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

BOARD ORDER
RE: SYLVIA ANN WHITE, LVN #161696
PAGE 5

WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 6th day of March, 2003 by SYLVIA ANN WHITE, license number 161696 and that Said Order is Final.

Effective this 10th day of June, 2003.

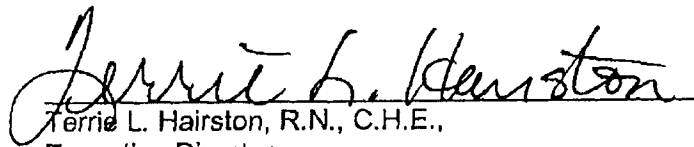

Terrie L. Hairston, R.N., C.H.E.,
Executive Director
On Behalf of Said Board

BOARD ORDER
RE: SYLVIA ANN WHITE, LVN #161696
PAGE 6

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of June, 2003, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail first class mail, and addressed to the following person(s):

SYLVIA ANN WHITE
1208 ALDER DRIVE, NO. 1606
ARLINGTON, TEXAS 76012


Terrie L. Hairston, R.N., C.H.E.,
Executive Director
Agent for the Board of Vocational Nurse Examiners