



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 508906 §
issued to RENE OCTAVIA BROWN §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of RENE OCTAVIA BROWN, Registered Nurse License Number 508906, 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), 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 27, 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 Galveston College, Galveston, Texas, on May 12, 1983. Respondent was licensed to practice professional nursing in the State of Texas on August 30, 1983.
5. Respondent's nursing employment history includes:

08/1983 – 1990	Unknown
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Respondent's nursing employment history continued:

1990 – 1996	Assistant Clinical Director	Shriners Hospital for Children Galveston, Texas
1996 – 1998	Director of Pediatric and Acute Care Services	Women and Children's Hospital Lake Charles, Louisiana
1998 – 2000	Chief Clinical Officer	Healthbridge Children's Hospital Houston, Texas
2000 – 2002	Clinical Educator III Assistant Clinical Professor	University of Texas Medical Branch Galveston, Texas
2003 – 2005	Director of Medical Surgical/Cardiac/Telemetry	HCA Spring Branch Medical Center Houston, Texas
2005 – 2006	Staff Nurse	MD Anderson Cancer Center Houston, Texas
2006 – 2009	Heart Center, Education/Quality Coordinator/ Assistant Director of Nursing	Texas Children's Hospital Houston, Texas
2008 – 2011	Infusion Nurse/ Nurse Manager/Alternate Administrator	CVS/Caremark Houston, Texas
2010 – 2012	Adjunct Faculty	San Jacinto and Lonestar College Houston, Texas
2012 – 2014	Clinical Liaison	Heart-To-Heart Hospice Houston, Texas
2014 – 2015	Triage Nurse	Vantage Hospice Katy, Texas
2015 – 2016	On Call Nurse	New Century Hospice Houston, Texas

Respondent's nursing employment history continued:

2016 – 2017	On Call Nurse	Kindred Hospice Houston, Texas
2017 – Present	On Call Nurse	Silverado Hospice Houston, Texas
2019 – Present	Registered Nurse Case Manager/ Assistant Director of Nursing	All Star Hospice Houston, Texas
04/2021	Registered Nurse	Maxim Healthcare Stafford, Texas
2021 – Present	Registered Nurse Case Manager	Absolute Hospice Friendswood, Texas

6. At the time of the incident, Respondent was employed as a Registered Nurse with Maxim Healthcare, Stafford, Texas, and had been in that position for less than one (1) month.

7. On or about April 19, 2021, while employed as a Registered Nurse with Maxim Healthcare, and assigned to Patient VM at The Villa Assisted Living and Memory Care, Katy, Texas, Respondent accompanied staff to verify this patient's medication frequency without having the physician's order present, which led to Respondent incorrectly scratching out the patient's name on the medication label of a Tramadol bottle. Respondent's conduct resulted in an altered medication label.

8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that she arrived to the Villa Assisted Living (Personal Care Home) in Katy, and was told by a caregiver that there was a medication issue with Patient VM, but due to the caregiver's accent Respondent thought the medication was sent for the patient with no order or record of it. Respondent states that because she had no Medication Administration Record she could not address it in real time. Respondent states that at the moment, in order to prevent usage, she scratched the name out but realized she should not have done so. Respondent states that she then wrote the patient's name back on the bottle and asked the caregiver to place on a shelf aside from the patient's medications, and that she would get clarification the following week. Respondent states that she never opened the bottle and that she simply did not want the medication to be used. Respondent states that she failed to email staff that evening and clarification was not addressed.

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 §217.12 (1)(B),(1)(C)&(10)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 508906, heretofore issued to RENE OCTAVIA BROWN.
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. 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. **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) 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

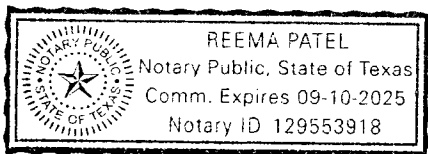
I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order 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 13th day of January, 2022

Rebecca Brown
RENE OCTAVIA BROWN, RESPONDENT

Sworn to and subscribed before me this 13th day of JANUARY, 2022.

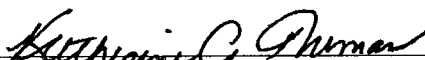
SEAL



Reema Patel
Notary Public in and for the State of TEXAS

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 13th day of January, 2022, by RENE OCTAVIA BROWN, Registered Nurse License Number 508906, and said Agreed Order is final.

Effective this 14th day of January, 2022.



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