



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.  
*Patricia A. Thomas*  
Executive Director of the Board

**In the Matter of  
Permanent Registered Nurse  
License Number 246593  
Issued to LUCIA L FLORES,  
Respondent**

§ **BEFORE THE TEXAS**  
§  
§ **BOARD OF NURSING**  
§  
§ **ELIGIBILITY AND**  
**DISCIPLINARY COMMITTEE**

**ORDER OF THE BOARD**

TO: Lucia Flores  
1532 E Mile 14 N  
Weslaco, TX 78599

During open meeting held in Austin, Texas, on February 14, 2023, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by

reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN. CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

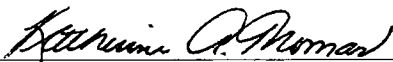
All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Registered Nurse License Number 246593, previously issued to LUCIA L FLORES to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 14<sup>th</sup> day of February, 2023.

TEXAS BOARD OF NURSING

BY: 

KATHERINE A. THOMAS, MN, RN, FAAN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charges filed December 15, 2022

d17r(2023.01.11)

Re: Permanent Registered Nurse License Number 246593  
Issued to LUCIA L FLORES  
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 21<sup>st</sup> day of February, 2023, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested,  
Copy Via USPS First Class Mail

Lucia Flores  
1532 E Mile 14 N  
Weslaco, TX 78599

BY: \_\_\_\_\_



KATHERINE A. THOMAS, MN, RN, FAAN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

**In the Matter of  
Permanent Registered Nurse  
License Number 246593  
Issued to LUCIA L. FLORES,  
Respondent**

§  
§ **BEFORE THE TEXAS**  
§  
§ **BOARD OF NURSING**  
§

### **FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, LUCIA L. FLORES, is a Registered Nurse holding license number 246593, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record, and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

#### **CHARGE I.**

On or about January 30, 2021, Respondent failed to successfully complete the Board's online course "Understanding Board Orders" within thirty (30) days as required by Section III of the Agreed Order issued to Respondent on December 30, 2020.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE 217.12(11)(B).

#### **CHARGE II.**

On or about December 30, 2021, Respondent failed to successfully complete a Board-approved course in Texas nursing jurisprudence and ethics as required by Section IV, Subsection A, Remedial Education Course(s), of the Agreed Order issued to Respondent on December 30, 2020.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE 217.12(11)(B).

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### **CHARGE III.**

On or about December 30, 2021, Respondent failed to successfully complete a Board-approved course in documentation as required by Section IV, Subsection B, Remedial Education Course(s), of the Agreed Order issued to Respondent on December 30, 2020.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE 217.12(11)(B).

### **CHARGE IV.**

On or about December 30, 2021, Respondent failed to successfully complete the course "Sharpening Critical Thinking Skills" as required by Section IV, Subsection C, Remedial Education Course(s), of the Agreed Order issued to Respondent on December 30, 2020.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE 217.12(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license(s) and/or privilege(s) to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33.

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.texas.gov](http://www.bon.texas.gov).

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, [www.bon.texas.gov](http://www.bon.texas.gov).

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NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Order(s) of the Board dated December 30, 2020.

Filed this 15 day of December, 2022.

TEXAS BOARD OF NURSING



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James W. Johnston, General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 10838300

Jena Abel, Deputy General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 24036103

JoAnna Starr, Assistant General Counsel  
State Bar No. 24098463

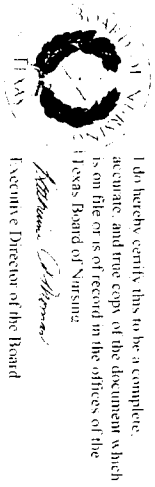
Jacqueline A. Strashun, Assistant General Counsel  
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Austin, Texas 78701  
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Attachment(s): Order(s) of the Board dated December 30, 2020.

D(2022.12.12)



BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of	§	AGREED ORDER
Registered Nurse License Number 246593	§	
issued to LUCIA L. FLORES	§	
	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of LUCIA L. FLORES, Registered Nurse License Number 246593, 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), 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 July 2, 2020.

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 Del Mar College, Corpus Christi, Texas, on May 1, 1978. Respondent was licensed to practice professional nursing in the State of Texas on March 28, 1979.
5. Respondent's nursing employment history includes:

3/1979 – 7/1981	Registered Nurse	Edinburg General Hospital Edinburg, Texas
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Respondent's nursing employment history continued:

8/1981 – 8/1982	Unknown	
9/1982 – 9/1984	Registered Nurse	Rio Grande Regional McAllen, Texas
1983 - 1985	Registered Nurse	Dr. Jetta Brown Unknown
10/1984 – 12/2000	Registered Nurse	Valley Baptist Medical Center Harlingen, Texas
1/2000 – 6/2002	Registered Nurse	McAllen Medical Center McAllen, Texas
7/1/2002 – 9/2004	Registered Nurse	Harlingen Medical Center Harlingen, Texas
10/2004 – 9/2012	Registered Nurse	Doctor's Hospital Renaissance Edinburg, Texas
10/2012 – 11/2012	Unknown	
12/2012 – 5/2019	Registered Nurse	Ascension Seton Hays Kyle, Texas
6/2019 - Present	Unknown	

6. At the time of the incident, Respondent was employed as a Registered Nurse with Ascension Seton Hays, Kyle, Texas, and had been in that position for six (6) years and five (5) months.
7. On or about May 14, 2019, while employed as a Registered Nurse with Ascension Seton Hays, Kyle, Texas, Respondent failed to accurately document the administration of medication to Patient MRN 7524680, including documentation of the administration of gabapentin at 10:12 when the patient requested to take the medication later with food; and documentation of famotidine at 10:12, despite having returned the medication to the dispensing system at 09:48. Respondent's conduct resulted in an inaccurate medical record and unnecessarily exposed the patient to the risk of harm in that subsequent caregivers did not have accurate information on which to base their decisions for further care.



8. In response to the incident in Finding of Fact Number Seven (7), Respondent states that Patient MRN 7524680 had been an overnight admission who had been placed NPO (nothing by mouth) on admission, pending possible further diagnostic testing. Respondent states that she updated the patient on the latest plan of care, which included removing the NPO order, so that she could order breakfast and Respondent could administer her oral medications. Respondent states that the patient agreed to take her medications, proceeded to order her breakfast, and Respondent started the process to administer the medications that the patient had agreed to take. Respondent states that she scanned each medication, took them out of their original packaging, and placed them into a medication cup. Respondent states that the patient then proceeded to take her medications, but when she got down to the last of the pills, she stated she wanted to wait until she had eaten something to take the rest of the medication. Respondent states that the patient requested the remaining pills be left with her and she would take them after her breakfast had arrived. Respondent states that she explained that she was unable to leave the medications unattended at the patient's bedside and had to witness the patient taking them, but Respondent would be able to place them back into a medicine cup, place the cup in a sealable plastic bag with the patient's name on it, to bring back when the patient was ready. Respondent states the patient agreed she would call and let Respondent know when she was ready for the rest of her medications. Respondent states that a few minutes later the unit director approached her outside the patient's room to ask if the patient was appropriate for patient satisfaction questions. Respondent states that the unit director then approached Respondent again, as she left the room, and informed Respondent that the patient was asking for her medication. Respondent explained she had the medications ready and Respondent proceeded to get them and go into the room to give them.

#### 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)(D).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 246593, heretofore issued to LUCIA L. FLORES.
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. 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](http://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 28 day of December, 2020.

Lucia L. Flores  
LUCIA L. FLORES, RESPONDENT

Sworn to and subscribed before me this 28 day of December, 2020.

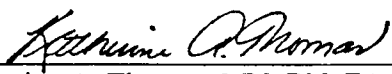
SEAL



Jessica Pruneda-Razo  
Notary Public in and for the State of TX

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 28th day of December, 2020, by LUCIA L. FLORES, Registered Nurse License Number 246593, and said Agreed Order is final.

Effective this 30th day of December, 2020.

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