



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.
Kristin Benton
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED ORDER
Vocational Nurse License Number 208614 §
issued to VANESSA NICOLE SOSA §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of VANESSA NICOLE SOSA, Vocational Nurse License Number 208614, 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)&(14)(effective 9/1/21), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Kristin Benton, DNP, RN, Executive Director, on July 20, 2023.

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 Valley Baptist Medical Center, Harlingen, Texas, on December 5, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on February 6, 2007.
- 5. Respondent's nursing employment history includes:

2/2007 – 8/2008	Vocational Nurse	Valley Baptist Medical Center Harlingen, Texas
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Respondent's nursing employment history continued:

9/2008 – 1/2010	Unknown	
2/2010 – 12/2010	Vocational Nurse	National Nurse and Rehab Home Health Harlingen, Texas
12/2010 – 12/2013	Vocational Nurse	National Nurse and Rehab Private Duty Harlingen, Texas
1/2014 – 4/2015	Unknown	
5/2015 – 8/2016	Vocational Nurse	Calidad Home Health La Feria, Texas
9/2016 – 2/2017	Unknown	
3/2017 – 1/2019	Vocational Nurse	All About Kids Home Health Harlingen, Texas
11/2018 – 3/2019	Vocational Nurse	Hidalgo County Health Department Edinburg, Texas
4/2019 – 11/2019	Unknown	
12/2019 – 12/2022	Vocational Nurse	APC Home Health Harlingen, Texas
12/2022	Vocational Nurse	Provision Home Care Services, LLC. Weslaco, Texas
1/2023 – Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a Vocational Nurse with Provision Home Care Services, LLC., Weslaco, Texas, and had been in that position for less than one month.

7. On or about December 8, 2022, while employed as a Vocational Nurse with Provision Home Care Services, LLC, Weslaco, Texas, Respondent worked a private duty nursing

shift for Patient NM but failed to complete and/or submit her nursing visit notes. Respondent's conduct resulted in an incomplete medical record.

8. In response to Finding of Fact Number Seven (7), Respondent states she was asked to cover a shift with a patient due to the primary nurse not renewing his license. Upon arrival, Respondent states there were no nursing notes available in the home. She states she signed off on the medication administration record and equipment checklists that were available in the home, but was not able to complete a nursing note. She wrote down notes during her shift with the intention of completing a nursing note at her next shift. Respondent states she made the decision not to accept the position with this agency due to disorganization and unprofessional things she observed. She was told if she did not turn in a note for the shift worked, she would not receive a paycheck. At that time, Respondent states she forfeited financial compensation, and no timesheet or note was completed.

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) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(1)(C).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(14)(*effective 9/1/21*), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 208614, heretofore issued to VANESSA NICOLE SOSA.
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. **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 "Righting a Wrong,"** a 3.0 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) International Center for Regulatory Scholarship (ICRS).

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.*

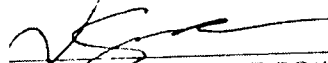
V. RESTORATION OF UNENCUMBERED LICENSE(S)

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.

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 4 day of October, 2023.



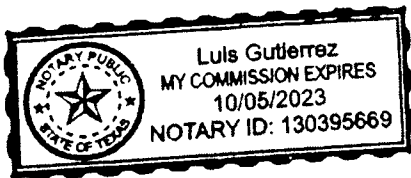
VANESSA NICOLE SOSA, RESPONDENT

Sworn to and subscribed before me this 4 day of October, 2023.

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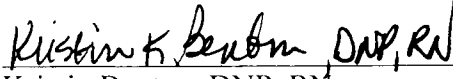


Notary Public in and for the State of Texas



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 4th day of October, 2023, by VANESSA NICOLE SOSA, Vocational Nurse License Number 208614, and said Agreed Order is final.

Effective this 5th day of October, 2023.



Kristin Benton, DNP, RN
Executive Director on behalf
of said Board