



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 K. Benton, DNP, RN
Kristin K. Benton, DNP, RN
Executive Director
Texas Board of Nursing

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED ORDER
Registered Nurse License Number 701329 §
& Vocational Nurse License Number 174313 §
issued to CATHY LEE DELEON §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CATHY LEE DELEON, Registered Nurse License Number 701329, and Vocational Nurse License Number 174313, 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 9/1/2021], Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Kristin K. Benton, DNP, RN, Executive Director, on October 23, 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 delinquent status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from Victoria College, Seguin, Texas, on August 12, 1999. Respondent received an Associate Degree in Nursing from Victoria College, Seguin, Texas, on May 13, 2000. Respondent was licensed to practice vocational nursing in the State of Texas on November 2, 1999. Respondent was licensed to practice professional nursing in the State of Texas on November 12, 2003.

5. Respondent's nursing employment history includes:

11/1999 – 2003	LVN Charge	Guadalupe Regional Medical Center Seguin, Texas
2003 – 2013	RN DON	Hacienda Oaks Nursing and Rehabilitation Seguin, Texas
2014 – Present	RN DON	Diversicare of Luling Luling, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse and in the role of Director of Nursing at Diversicare of Luling, Luling, Texas, and had been in that position for seven (7) years.
7. On or about September 1, 2021, through November 3, 2021, while employed as a Registered Nurse and in the role of Director of Nursing at Diversicare of Luling, Luling, Texas, Respondent failed to ensure that the documentation on residents' Weekly Skin Assessments and Skin Shower Sheets by staff was consistent with the information on the Skin and Wound Evaluations. Respondent's conduct exposed the residents to a risk of harm from skin complications related to clinical decisions based on inconsistent and/or inaccurate documentation.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent states she was spot-checking, using the Skin and Wound Evaluations, to ensure residents' conditions were being addressed, but she did not confirm that the Skin and Wound Evaluations were consistent with the Weekly Skin Assessments and Skin Shower Sheets. In addition, Respondent states the only deficiency was in documentation, but not the actual treatment of residents. Furthermore, Respondent states after she became aware that the staff was not properly documenting the Weekly Skin Assessments and Skin Shower Sheets, she provided additional staff training and modified the system she had in place. Lastly, Respondent states she now spot checks all the skin assessments that the staff perform for consistency, appropriate treatment, and to ensure that nothing has been overlooked

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)(U) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(F).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(14)[*effective 9/1/2021*], Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 701329, and Vocational Nurse License Number 174313, heretofore issued to CATHY LEE DELEON.
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 "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.

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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

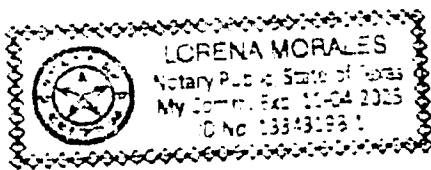
Signed this 18 day of November, 2023.

Cathy Lee DeLeon
CATHY LEE DELEON, RESPONDENT

Sworn to and subscribed before me this 18 day of November, 2023.

SEAL

Lorena Morales
Notary Public in and for the State of Texas



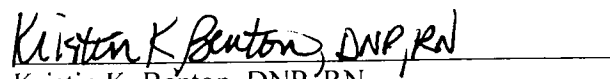
Approved as to form and substance.

[Signature]
Irma De Jesus Jacobson, Attorney for Respondent

Signed this 21 day of November, 2023.

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 18th day of November 2023, by CATHY LEE DELEON, Registered Nurse License Number 701329, and Vocational Nurse License Number 174313, and said Agreed Order is final.

Effective this 30th day of November, 2023.


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