

#### BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of	
KRIS ANN HUMPHREY,	
Advanced Practice Registered Nurse License	
Number AP119706	
& Registered Nurse License Number 523062	

# I do harely certify this to be a complete, accurate and true copy the document which is on file or is of record in the offices of the Texas Board of Nussing. Kinthia K. Beaton, DNP, RN Executive Director

#### ORDER OF THE BOARD

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KRIS ANN HUMPHREY, Advanced Practice Registered Nurse License Number AP119706, and Registered Nurse License Number 523062, hereinafter referred to as Respondent.

This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

## **FINDINGS OF FACT**

- 1. Respondent's license to practice as a professional nurse in the State of Texas is in delinquent status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Women's Health Nurse Practitioner is in delinquent status with Prescription Authorization Number 10851 in current status.
- 2. Respondent waived notice and hearing, and agreed to the entry of this Order.
- 3. Respondent received a Baccalaureate Degree in Nursing from Ohio State University, Columbus, Ohio, on December 1, 1980. Respondent completed a Women's Health Nurse Practitioner Program from University of Cincinnati, Cincinnati, Ohio, on December 1, 2009. Respondent was licensed to practice professional nursing in the State of Texas on April 15, 1985. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Women's Health Nurse Practitioner on November 22, 2010. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Women's Health Nurse Practitioner with Prescription Authorization on November 22, 2010.

AP119706/0/523062/0/278 H5

4. Respondent's nursing employment history includes:

4/1985 - 1987	Registered Nurse	Parkland Health & Hospital System Dallas, Texas
1987 - 12/2007	Unknown	
1/2008 - 1/2010	Registered Nurse	Carolinas Healthcare System Charlotte, North Carolina
1/2010 - 6/2020	Women's Health Nurse Practitioner	Parkland Health & Hospital System Dallas, Texas
7/2020 - 1/2021	Unknown	
2/2021 - Unknown	Immunization Registered Nurse	CVS Dallas, Texas

Unknown - Present Unknown

- 5. On or about April 21, 2022, Respondent was issued the sanction of Warning with Stipulations through an Order of the Board. A copy of the April 21, 2022, Order is attached and incorporated herein by reference as part of this Order.
- 6. On December 18, 2023, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas in lieu of completing the Order. A copy of Respondent's statement, dated October 5, 2023, is attached and incorporated herein by reference as part of this Order.

# **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(11)(B).

- 4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP119706, and Registered Nurse License Number 523062, heretofore issued to KRIS ANN HUMPHREY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
- 5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
- 6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
- 7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 Tex. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

## TERMS OF ORDER

NOW, THEREFORE, IT IS ORDERED that the VOLUNTARY SURRENDER of Advanced Practice Registered Nurse License Number AP119706, and Registered Nurse License Number 523062 is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

- 1. RESPONDENT SHALL NOT practice advanced practice registered nursing, use the title "advanced practice registered nurse" or the abbreviation "APRN" or wear any insignia identifying herself/himself as an advanced practice registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is an advanced practice registered nurse during the period in which the license is surrendered.
- 2. RESPONDENT SHALL NOT practice professional/registered nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself/himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
- 3. RESPONDENT SHALL NOT petition for reinstatement of licensure until at least one (1) year has elapsed from the date of this Order.

4. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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.

Effective this 18th day of December, 2023

Kristin K. Benton, DNP, RN.

Kristin K. Benton, DNP, RN

Executive Director on behalf

of said Board

I, Kris Ann Thomas Humphrey, hereby surrender my nursing licenses. RN #523062 and NPI 119402163  $\bar{\nu}$  the Texas Board of Nursing effective immediately

Kris Humphrey

10/05/2023

RENE A BISCHOF
NOTARY PUBLIC
STATE OF TEXAS
MY COMM. EXP. 09/06/26
NOTARY ID 13394718-5

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10/05/2023

#### BEFORE THE TEXAS BOARD OF NURSING



In the Matter of
Advanced Practice Registered Nurse License
Number AP119706 with Prescription
Authorization Number 10851
& Registered Nurse License Number 523062
issued to KRIS ANN HUMPHREY

accurate, and true copy of the document vision file or is of record in the offices of the sound of Nursing.

Texas Board of Nursing.

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AGREED OR

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On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KRIS ANN HUMPHREY, Advanced Practice Registered Nurse License Number AP119706 with Prescription Authorization Number 10851, and Registered Nurse License Number 523062, 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 8/31/2021), 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 November 12, 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. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Women's Health Nurse Practitioner is in current status with Prescription Authorization Number 10851 in current status.
- 4. Respondent received a Baccalaureate Degree in Nursing from Ohio State University, Columbus, Ohio, on December 1, 1980. Respondent completed a Women's Health Nurse

AP119706/0/523062/0·291

Practitioner Program from University of Cincinnati, Cincinnati, Ohio, on December 1, 2009. Respondent was licensed to practice professional nursing in the State of Texas on April 15, 1985. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Women's Health Nurse Practitioner with Prescription Authorization on November 22, 2010.

5. Respondent's nursing employment history includes:

4/1985 - 1987	Registered Nurse	Parkland Health & Hospital System Dallas, Texas
1987 – 12/2007	Unknown	
1/2008 – 1/2010	Registered Nurse	Carolinas Healthcare System Charlotte, North Carolina
1/2010 - 6/2020	Women's Health Nurse Practitioner	Parkland Health & Hospital System Dallas, Texas
7/2020 – 1/2021	Unknown	
2/2021 - Present	Immunization Registered Nurse	CVS Dallas, Texas

- 6. At the time of the incident, Respondent was employed as a Women's Health Nurse Practitioner with Parkland Health & Hospital System Oak West Women's Health Center, Dallas, Texas, and had been in that position for nine (9) years and nine (9) months.
- 7. On or about October 15, 2019, through April 8, 2020, while employed as a Nurse Practitioner with Parkland Health & Hospital System Oak West Women's Health Center, Dallas, Texas, and caring for Patient Medical Record Number 2052727, Respondent failed to accurately and completely document assessments, the patient's refusal to obtain a Quad screen when offered, the use of interpreters or language services, and pertinent laboratory testing results that should have prompted further testing or referrals. In addition, Respondent failed to refer Patient Medical Record Number 2052727 to Maternal-Fetal Medicine for elevated blood glucose values during the patient's three-hour glucose test and the dysplasia clinic for the patient's documented history of abnormal pap smear results. Respondent's conduct resulted in an inaccurate and incomplete medical record, and was likely to injure the patient in that subsequent caregivers would not have accurate and complete information on which to base their decisions for further care. Further, Respondent's conduct was likely to injure the patient in that failure to appropriately refer the patient for further testing and services could have deprived caregivers of pertinent information needed to determine an appropriate plan of care.

8. In response to the incident in Finding of Fact Number Seven (7), Respondent acknowledged there were omissions in her documentation and in obtaining laboratory results. Respondent states there were multiple contributing issues, which include a heavy and high acuity patient load, time spent precepting student nurses, and burn-out.

#### 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),(1)(P),(1)(Q)&(4)(A) and 22 TEX. ADMIN. CODE §217.12(1)(B).
- 4. The evidence received is sufficient cause pursuant to Section 301.452(b) (10)&(13)(effective through 8/31/2021), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP119706, and Registered Nurse License Number 523062, heretofore issued to KRIS ANN HUMPHREY.
- 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 WARNING 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. 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: <a href="http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp">http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp</a>. 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 <u>not</u> being offered by a pre-approved provider. Information about Board-approved courses and Verification of Course Completion forms are available from the Board at <a href="https://www.bon.texas.gov/compliance">www.bon.texas.gov/compliance</a>.

# V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as an advanced practice registered 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 four (4) quarterly periods [one (1) year] of employment. This requirement will not be satisfied until four (4) quarterly periods of employment as an advanced practice registered nurse have elapsed. Periods of unemployment or of employment that do not require the use of an advanced practice registered nurse (APRN) license will not apply to this period and will not count towards completion of this requirement. Further, Respondent may not work as a registered nurse (RN) or a vocational nurse (LVN) license, as applicable, while under the terms of this Order.

- A. Notifying Present and Future Employers, Practice Sites and Credentialing Agencies: RESPONDENT SHALL notify each present employer, practice site and/or credentialing agency in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer, practice site and/or credentialing agency in nursing within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers, practice sites and/or credentialing agencies in nursing and present a complete copy of this Order, including all attachments, if any, to each future employer, practice site and/or credentialing agency in nursing prior to accepting an offer of employment and/or assignment.
- B. Notification of Employment Forms: RESPONDENT SHALL CAUSE each present employer, practice site and/or credentialing agency in nursing to submit the Board's "Notification of Employment" form, which is provided to the RESPONDENT by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer, practice site and/or credentialing agency in nursing to submit the Board's "Notification of Employment" form, which is provided to the RESPONDENT by the Board, to the Board's office within five (5) days of employment as a nurse.
- C. Incident Reporting: RESPONDENT SHALL CAUSE each employer, practice site and/or credentialing agency in nursing to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.
- D. Nursing Performance Evaluations: RESPONDENT SHALL CAUSE each supervising Advanced Practice Registered Nurse or Physician 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 Advanced Practice Registered Nurse or Physician who supervises the RESPONDENT and these reports shall be submitted by the supervising Advanced Practice Registered Nurse or Physician to the office of the Board at the end of each three (3) month quarterly period for four (4) quarters [one (1) year] 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) and/or privilege(s) to practice nursing in the

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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 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 18 day of Fubricary 2022.

Sworn to and subscribed before me this 18th day of February, 2022

NOTARY PUBLIC STATE OF TEXAS MY COMM. EXP. 03/24/2022 NOTARY ID 12504086-4

SEAL

Notary Public in and for the State of TEXAS

- 8 -

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 18th day of February, 2022, by KRIS ANN HUMPHREY, Advanced Practice Registered Nurse License Number AP119706, and Registered Nurse License Number 523062, and said Agreed Order is final.

Effective this 21st day of April, 2022.

Katherine A. Thomas, MN, RN, FAAN

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Executive Director on behalf

of said Board