In the Matter of Permanent Registered Nurse License Number 714345 Issued to DEBORAH MONROE LIPPE, a/k/a DEBORAH MONROE LEMONS, Respondent

BEFORE THE TEXAS

BOARD OF NURSING

ELIGIBILITY AND

DISCIPLINARY COMMITTEE

ORDER OF THE BOARD

§ §

TO: Deborah Lippe 400 Broad Ave Ballinger, TX 76821

During open meeting held in Austin, Texas, on February 11, 2025, 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.

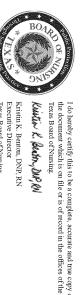
The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, 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 714345, previously issued to DEBORAH MONROE LIPPE a/k/a DEBORAH MONROE LEMONS, 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 11th day of February, 2025.

TEXAS BOARD OF NURSING

Kristin K. Berton, DNP, RN

BY:

KRISTIN K. BENTON, DNP, RN EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charges filed November 18, 2024 d17r(2025.01.07)

Re: Permanent Registered Nurse License Number 714345
Issued to DEBORAH MONROE LIPPE
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

| I hereby certify that on the 13th day of February, 2025, 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
Deborah Lippe
400 Broad Ave
Ballinger, TX 76821

BY: Kristin K. Berton, DNP, RN

KRISTIN K. BENTON, DNP, RN EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD In the Matter of
Permanent Registered Nurse
License Number 714345
Issued to DEBORAH MONROE LEMONS,
Respondent

BEFORE THE TEXAS

BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DEBORAH MONROE LEMONS, is a Registered Nurse holding license number 714345, which is in current 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 February 3, 2024, Respondent failed to successfully complete the course Sharpening Critical Thinking Skills as required by the Order issued on August 8, 2023.

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.

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.

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 July 25, 2019, and August 8, 2023.

Filed this 18th day of November, 2024.

TEXAS BOARD OF NURSING

fre Confered

James W. Johnston, General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 10838300

John Vanderford, Deputy General Counsel

State Bar No. 24086670

JoAnna Starr, Assistant General Counsel

State Bar No. 24098463

Jacqueline A. Strashun, Assistant General Counsel

State Bar No. 19358600

Eugene A. Clayborn, Assistant General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 00785767

Kristin Giaquinta Schoen, Assistant General Counsel State Bar No. 24055547

1801 Congress Avenue, Suite 10-200

Austin, Texas 78701

P: (512) 305-8657

F: (512) 305-8101 or (512) 305-7401

Attachment(s): Order(s) of the Board dated July 25, 2019, and August 8, 2023.

D(2024.09.09)

BEFORE THE TEXAS BOARD OF NURSING



In the Matter of Registered Nurse License Number 714345 issued to DEBORAH MONROE LEMONS AGREED ORDER

xecutive Director of the Board

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On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DEBORAH MONROE LEMONS, Registered Nurse License Number 714345, 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), 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 February 19, 2019.

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 a Diploma in Nursing from Baptist Health System, San Antonio, Texas, on December 16, 2004. Respondent was licensed to practice professional nursing in the State of Texas on March 15, 2005.
- 5. Respondent's nursing employment history includes:

4/2005 - 4/2006

RN

Southeast Baptist Hospital San Antonio, Texas Respondent's nursing employment history continued:

| 4/2006 – 12/2011 | RN . | Abilene Regional Hospital Abilene, Texas |
|------------------|---------|-----------------------------------------------------|
| 1/2012 – 4/2014 | RN | Christus Santa Rosa San Antonio, Texas |
| 5/2014 | Unknown | |
| 6/2014 – 1/2015 | RN | Heartland Hospice San Antonio, Texas |
| 2/2015 – 9/2018 | RN | Compasses San Antonio, Texas |
| 9/2018 – Present | RN | Ballinger Home Health & Hospice Ballinger, Texas |

- 6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Christus Santa Rosa, San Antonio, Texas, and had been in that position for two (2) years and three (3) months.
- 7. On or about March 19, 2014, through April 12, 2014, while employed as a Registered Nurse with Christus Santa Rosa, San Antonio, Texas, Respondent withdrew Hydrocodone, Hydromorphine, Alprazolam, Morphine and Fentanyl, from the medication dispensing system for Patients KJ, JH, JFG, JL and ES, but failed to document, or accurately and completely document the administration of the medications in the patients' Medication Administration Record (MAR) and/or Nurse's Notes. Respondent's conduct was likely to injure the patients, in that subsequent care givers would rely on his/her documentation to further medicate the patients which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
- 8. On or about April 12, 2014, while employed as a Registered Nurse with Christus Santa Rosa, San Antonio, Texas, Respondent withdrew Morphine from the medication dispensing system for Patient JFG, but failed to follow the facility's policy and procedure for wastage of the unused portions of the medications. Respondent's conduct left medications unaccounted for, was likely to deceive the hospital pharmacy, and placed the pharmacy in violation of the Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

- 9. On or about April 12, 2014, while employed as a Registered Nurse with Christus Santa Rosa, San Antonio, Texas, Respondent withdrew Hydrocodone for Patient KJ in excess frequency/dosage of the physician's order. Respondent's conduct was likely to injure the patients in that the administration of Hydrocodone in excess frequency and/or dosage of the physician's order could result in the patients suffering from adverse reactions. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.
- On or about January 16, 2015, while employed with Heartland Hospice, San Antonio, Texas, Respondent failed to assess patient CLF. Additionally, Respondent falsely documented a complete comprehensive assessment on the patient. Respondent's conduct unnecessarily exposed the patient to risk of harm from undetected complications. Respondent's conduct exposed the patient unnecessarily to a risk of harm from undetected clinical complications and created an inaccurate medical record that subsequent care givers would rely on to provide further care.
- 11. In response to Findings of Fact Numbers Seven (7), through Nine (9), Respondent states that she was spoken to about the importance of documentation as it had the potential to affect reimbursement as there was no question that her patient care was excellent.
- 12. In response to Finding of Fact Number 10, Respondent explains that the patient was on hospice and had to be discharged in order for certain diagnostic tests to be done. When the patient completed the tests, there was a delay in readmission and ordering of pain medication and when she attempted to assess the patient he was combative due to the extreme pain he was experiencing. For that reason alone, Respondent elected to delay any further action in favor of getting medication to the patient immediately as his vital signs had never been unstable. Respondent states she did what she thought was in the best interest of the patient because of his discomfort and would not repeat her error in judgment.
- 12. Formal Charges were filed on November 8, 2017

CONCLUSIONS OF LAW

- 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)(C),(1)(D)&(3), and 22 Tex. Admin. Code §217.12(1)(A),(1)(B),(1)(C),(4),(10)(C)&(11)(B.
- 4. The evidence received is sufficient cause pursuant to Section 301 452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 714345, heretofore issued to DEBORAH MONROE LEMONS.

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. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state.

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 medication administration with a didactic portion of not less than six (6) hours and a clinical component of not less than twenty-four (24) hours. Both the didactic and clinical components must be provided by the same Registered Nurse. The course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the six (6) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The clinical component SHALL focus on tasks of medication administration only. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. Successful completion of this course requires RESPONDENT to successfully complete both the didactic and clinical portions of the course.
- C. 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.
- D. 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. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a 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 a nurse have elapsed. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

- A. Notifying Present and Future Employers: RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. Notification of Employment Forms: RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's

- "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. Incident Reporting: While employed as a Registered Nurse with Ballinger Home Heath & Hospice, Ballinger, Texas RESPONDENT SHALL CAUSE each employer 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. Indirect Supervision: Should Respondent's current position as a Registered Nurse with Ballinger Home Heath & Hospice, Ballinger, Texas, cease or change, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years of experience in the same or similar practice setting to which the RESPONDENT is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
 - E. Nursing Performance Evaluations: RESPONDENT SHALL CAUSE each employer 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 individual who supervises the RESPONDENT and these reports shall be submitted by the supervising individual 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. DRUG AND ALCOHOL RELATED REQUIREMENTS

A. While under the terms of this Order, RESPONDENT SHALL abstain from the use of alcohol. nalbuphine, propofol and all controlled substances, except as prescribed by a licensed practitioner for a legitimate purpose. If prescribed, RESPONDENT SHALL CAUSE the licensed practitioner to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the office of the Board by the prescribing practitioner, within ten (10) days of the date of the prescription. In the event that the prescriptions for controlled substances are required for periods of two (2) weeks or longer, the Board may require and RESPONDENT SHALL

submit to a pain management and/or chemical dependency evaluation by a Board approved evaluator. The performing evaluator must submit a written report meeting the Board's requirements to the Board's office within thirty (30) days from the Board's request.

- B. While working as a nurse under the terms of this Order, RESPONDENT SHALL submit to random periodic screens for alcohol, nalbuphine, propofol and all controlled substances. The Board will provide instructions on how to enroll in the Board's drug and alcohol testing program following the entry of this Order and screening will begin when RESPONDENT obtains employment and submits the Notification of Employment form to the Board.
 - For the twelve (12) month period, random screens shall be performed at least once per month.

All random screens SHALL BE conducted through urinalysis. Any test result for a period of time in which the RESPONDENT is not working as a nurse under the terms of this Order will not count towards satisfaction of this requirement. All screens shall be properly monitored and produced in accordance with the Board's policy on Random Drug Testing. A complete chain of custody shall be maintained for each specimen obtained and analyzed. RESPONDENT SHALL be responsible for the costs of all random drug screening during the stipulation/probation period.

Specimens shall be screened for any or all of the following substances and/or their metabolites:

| their metabolites: Amphetamine MDA Alpha-o-alprazolam Desmethyldiazepam Oxazepam Butabarbital Phenobarbital Hydrocodone Morphine Oxymorphone Cocaine Heroin Meperidine Nalbuphine | Methamphetamine Alprazolam Alpha-Hydroxytriazolam Lorazepam Temazepam Butalbital Secobarbital Hydromorphone Opiates Propoxyphene Phencyclidine Fentanyl Carisoprodol Ketamine | MDMA Diazepam Clonazepam Midazolam Amobarbital Pentobarbital Codeine Methadone Oxycodone Cannabinoids Ethanol Tramadol Butorphanol Propofol |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
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Upon enrollment in the Board's drug and alcohol testing program, RESPONDENT SHALL, on a daily basis, call or login online to the Board's designated drug and alcohol testing vendor to determine whether or not RESPONDENT has been selected to produce a specimen for screening that day and SHALL, if selected, produce a specimen for screening that same day at

an approved testing location and/or comply with any additional instructions from the vendor or Board staff. Further, a Board representative may appear at the RESPONDENT'S place of employment at any time during the probation period and require RESPONDENT to produce a specimen for screening.

Consequences of Positive or Missed Screens. Any positive result for which RESPONDENT does not have a valid prescription or refusal to submit to a drug or alcohol screen may subject RESPONDENT to further disciplinary action, including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas. Further, failure to report for a drug screen, excessive dilute specimens, or failure to call in for a drug screen may be considered the same as a positive result or refusal to submit to a drug or alcohol screen.

VII. 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) 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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CONTINUED ON NEXT PAGE.

o: John Vanderford

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 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.

| Section 10 To The Apparent | <u></u> |
|-------------------------------------------|----------------------------------------------------------------------------------------------|
| •, | Signed this 22 day of april, 20 fb. Why ah Monroe Semons DEBORAH MONROE LEMONS, Respondent |
| Sworn to and subscribed before me to SEAL | Notary Public in and for the State of |
| any, 'at, 'Ana | Notary Public in and for the State of |
| | Approved as to form apply the Aller of the Elizabeth Higginbotham, Attorney, Attorney for |
| Respondent | Signed this 22 day of May . 20 19. |

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 22nd day of April, 2019, by DEBORAH MONROE LEMONS, Registered Nurse License Number 714345, and said Agreed Order is final.

Effective this 25th day of July, 2019.

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board

- 11 -

BEFORE THE TEXAS BOARD OF NURSING

| 2 | | | |
|-----------------------------------------------------------------------------------------|------------|--------------|--|
| | ********** | | |
| In the Matter of Registered Nurse License Number 714345 issued to DEBORAH MONROE LEMONS | 999 | AGREED ORDER | |

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DEBORAH MONROE LEMONS, Registered Nurse License Number 714345, 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)(1)&(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 June 6, 2022.

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.
- Respondent's license to practice as a professional nurse in the State of Texas is in current status.
- Respondent received a Diploma in Nursing from Baptist Health System, San Antonio, Texas, on December 16, 2004. Respondent was licensed to practice professional nursing in the State of Texas on March 15, 2005.
- 5. Respondent's nursing employment history includes:

4/2005 - 4/2006 RN

Southeast Baptist Hospital San Antonio, Texas Respondent's nursing employment history continued:

| Kespona | • | |
|------------------|---------|-----------------------------------------------------|
| 4/2006 - 12/2011 | RN | Abilene Regional Hospital Abilene, Texas |
| 1/2012 – 4/2014 | RN | Christus Santa Rosa San Antonio, Texas |
| 5/2014 | Unknown | |
| 6/2014 – 1/2015 | RN | Heartland Hospice San Antonio, Texas |
| 2/2015 – 9/2018 | RN | Compasses San Antonio, Texas |
| 9/2018 - Present | RN | Ballinger Home Health & Hospice Ballinger, Texas |
| | | |

- On or about July 25, 2019, Respondent was issued the sanction of Warning with Stipulations through an Order of the Board. A copy of the July 25, 2019, Order is attached and incorporated herein by reference as part of this Agreed Order.
- 7. On or about July 26, 2020, Respondent failed to successfully complete the course "Sharpening Critical Thinking Skills" within one (1) year as required by Section IV, subsection D, Remedial Education Course(s), of the Agreed Order issued on July 25, 2019.
- 8. Formal Charges were filed on January 31, 2022.
- 9. In response to Finding of Fact Number Seven (7), Respondent admitted that she'd been unable to provide verification of the course completion.

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).

- The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas
 Occupations Code, to take disciplinary action against Registered Nurse License Number
 714345, heretofore issued to DEBORAH MONROE LEMONS.
- 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 **REPRIMAND WITH FINE** 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. COMPLIANCE WITH PRIOR ORDER

The Agreed Order issued to RESPONDENT on July 25, 2019, is still in effect in its entirety and RESPONDENT SHALL be responsible for completing the terms of that Agreed Order and any outstanding Remedial Education Courses required in the July 25, 2019, Agreed Order must be completed within six (6) months from the effective date of this Agreed Order.

IV. 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.

V. MONETARY FINE

RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500.00) within forty-five (45) days of the effective date of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

VI. CONSEQUENCES OF CONTINUED NONCOMPLIANCE

Continued noncompliance with the unfulfilled requirements of this or any Order previously issued by the Texas Board of Nursing, as applicable, may result in further investigation and subsequent disciplinary action, including denial of licensure renewal or

revocation of RESPONDENT'S license(s) and/or privileges to practice nursing in the State of Texas.

VII. 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 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.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 19th day of July ______, 2023 ___, by DEBORAH MONROE LEMONS, Registered Nurse License Number 714345, and said Agreed Order is final.

Effective this 8th day of August, 2023.

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board