

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED ORDER
Vocational Nurse License Number 207892	§	
issued to EMELIA KWAGYIR AGGREY	§	
	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of EMELIA KWAGYIR AGGREY, Vocational Nurse License Number 207892, 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), 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 February 19, 2025.

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 American Career College, Los Angeles, California, on March 28, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on January 11, 2007.
5. Respondent's nursing employment history includes:

1/2007 – 3/2010	Unknown	
4/2010 – 4/2013	Wound Care Nurse	Rosenberg Health and Rehab Rosenberg, Texas

Respondent's nursing employment history continued:

Unknown	Charge Nurse	Alvin Healthcare/Laurel Court Alvin, Texas
Unknown	Wound Care Nurse	Crescent Health and Rehab Center Sugar Land, Texas
5/2013 – 3/2016	Unknown	
4/2016 – 10/2017	Insurance Specialist	HCA Women's Health Group Unknown
11/2017 – 10/2019	Unknown	
11/2019 – Present	Medical Billing & Coding Specialist	GetixHealth Sugar Land, Texas
11/2020 – 7/2024	Licensed Vocational Nurse	Windsor Quail Valley Post Acute Care Missouri City, Texas
7/2024 – Present	Unknown	

6. On or about June 16, 2015, Respondent's license(s) to practice nursing in the State of Texas was Revoked through an Order of the Board. A copy of the June 16, 2015, Order is attached and incorporated herein by reference as part of this Agreed Order.
7. On or about April 25, 2019, Respondent's license(s) to practice nursing in the State of Texas was Reinstated through an Order of the Board. A copy of the April 25, 2019, Order is attached and incorporated herein by reference as part of this Agreed Order.
8. On or about January 20, 2022, Respondent was issued the sanction of Reprimand with Fine through an Order of the Board. A copy of the January 20, 2022, Order is attached and incorporated herein by reference as part of this Agreed Order.
9. At the time of the incidents, Respondent was employed as a Licensed Vocational Nurse with Windsor Quail Valley Post Acute Care, Missouri City, Texas, and had been in that position for three (3) years and eight (8) months.
10. On or about July 3, 2024, through July 11, 2024, while employed as a Vocational Nurse with Windsor Quail Valley Post Acute Care, Missouri City, Texas, Respondent assessed Resident RG and applied a foam dressing to the right buttock/sacral area without a

physician's order on four (4) occasions. Additionally, Respondent failed to document the skin assessment and the care provided to the resident in the resident's medical record. Subsequently, the patient was transferred to the Emergency Room just after midnight on July 14, 2024, and was found to have a Stage Two (2) progressing to a Stage Three (3) right buttock/sacral ulcer and a healing sacral pressure ulcer. Respondent's conduct resulted in an inaccurate medical record and delayed the onset of medical care and interventions needed to prevent further complications.

11. In response to Finding of Fact Number Ten (10), Respondent states she did not identify any pressure injuries or sores on the listed dates. Respondent states she was guarding against the forces that lead to skin breakdown by applying a preventative dressing that is provided by the facility and available for nursing staff to use without a physician's order. Respondent states her failure to document care was not done knowingly or intentionally but was done because of work related pressure. Respondent states her last date of work with the resident was July 5, 2024.

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)(C),(1)(D),(1)(M)&(2)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(14), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 207892, heretofore issued to EMELIA KWAGYIR AGGREY.
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, subject to ratification by the Texas Board of Nursing, that Vocational Nurse License Number 207892, previously issued to EMELIA KWAGYIR AGGREY, to practice nursing in the State of Texas is/are hereby

SUSPENDED and said suspension is **STAYED** and RESPONDENT is hereby placed on **PROBATION** for a minimum of two (2) years **AND** until RESPONDENT fulfills the additional requirements 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 physical assessment** 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 physical assessment of all body systems. The clinical component SHALL include physical assessment of live patients in a clinical setting; Performing assessments on mock patients or mannequins WILL NOT be accepted. 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 "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).

- E. **The course "Upholding the Standard: Professional Accountability in Nursing."** a 4.5 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. 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 eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) 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. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this order, RESPONDENT SHALL be directly 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. Direct supervision requires another nurse, as applicable, to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on 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.
- D. **Indirect Supervision:** For the remainder of the stipulation/probation period, 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 eight (8) quarters [two (2) years] of employment as a nurse.

VI. FURTHER COMPLAINTS

If, during the period of probation, an additional allegation, accusation, or petition is reported or filed against RESPONDENT'S license(s), the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

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.

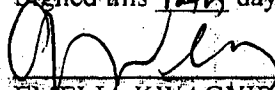
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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. I 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.

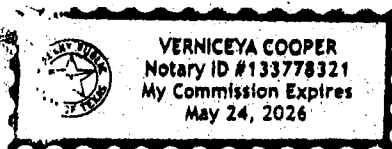
Signed this 12th day of May, 2025.



EMELIA KWAGYR AGGREY, RESPONDENT

Sworn to and subscribed before me this 12 day of May, 2025.

SEAL



Notary Public in and for the State of TX

Approved as to form and substance.



Pauline Ike, Attorney for Respondent

Signed this 12 day of May, 2025

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 12th day of May, 2025, by EMELIA KWAGYIR AGGREY, Vocational Nurse License Number 207892, and said Agreed Order is final.

Effective this 10th day of June, 2025.

Kristin K. Benton, DNP, RN

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



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.

Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of
Vocational Nurse License Number 207892
issued to EMELIA KWAGYIR AGGREY

§
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§
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AGREED ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considers the matter of EMELIA KWAGYIR AGGREY, Vocational Nurse License Number 207892, 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 September 15, 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 vocational nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from American Career College, Los Angeles, California, on March 28, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on January 11, 2007.
5. Respondent's nursing employment history includes:

2007 – 2008

LVN

Dora's Paradise
Houston, Texas

Respondent's nursing employment history continued:

2008 – 2011	LVN	Laurel Court Alvin, Texas
2011 – 2012	LVN	Rosenberg Health & Rehabilitation Rosenberg, Texas
2013 – 2014	LVN	Wes Oaks Health & Rehab Houston, Texas
2014 – 2015	LVN	The Crescent Sugarland, Texas
2016 – 10/2020		Not employed in nursing
11/2020 – Present	LVN	Windsor Quail Valley Missouri City, Texas

6. On or about June 16, 2015, Respondent's license to practice nursing in the State of Texas was Revoked through an Order of the Board. A copy of the June 16, 2015, Order is attached and incorporated herein by reference as part of this Agreed Order.
7. On or about April 25, 2019, Respondent's license to practice nursing in the State of Texas was Reinstated through a Reinstatement Agreed Order by the Board. A copy of the April 25, 2019, Order is attached and incorporated herein by reference as part of this Agreed Order.
8. On or about November 12, 2020, through April 14, 2021, Respondent failed to comply with the Reinstatement Agreed Order issued to Respondent on April 25, 2019, by the Texas Board of Nursing. Noncompliance is the result of Respondent's failure to comply with Section IV, "EMPLOYMENT REQUIREMENTS," Part B, "Notification of Employment Forms," of the Reinstatement Agreed Order which states, in pertinent part:

"... PETITIONER 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."

Although Respondent became employed as a nurse at Windsor Quail Valley, Missouri City, Texas, on November 6, 2020, the "Notification of Employment" was not received by the Board until April 15, 2021.

9. On or about February 6, 2021, and May 6, 2021, Respondent failed to comply with the Reinstatement Agreed Order issued to Respondent on April 25, 2019, by the Texas Board of Nursing. Noncompliance is the result of Respondent's failure to comply with Section IV, "EMPLOYMENT REQUIREMENTS," Part E, "Nursing Performance Evaluations," of the Reinstatement Agreed Order which states, in pertinent part:

"PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER'S capability to practice nursing. These reports shall be completed by the individual who supervises the PETITIONER 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 eight (8) quarters [two (2) years] of employment as a nurse."

Although Respondent became employed as a nurse at Windsor Quail Valley, Missouri City, Texas, on November 6, 2020, the required quarterly performance evaluations were not submitted.

10. On or about April 23, 2021, Respondent failed to comply with the Reinstatement Agreed Order issued to Respondent on April 25, 2019, by the Texas Board of Nursing, after Respondent's relicensure on April 23, 2020. Noncompliance is the result of Respondent's failure to comply with Section IV, "REMEDIAL EDUCATION COURSE(S)," Part A, of the Reinstatement Agreed Order which states, in pertinent part:

"...RESPONDENT SHALL successfully complete...within one (1) year of relicensure, ... a Board-approved course in Texas nursing Jurisprudence and ethics..."

11. On or about April 23, 2021, Respondent failed to comply with the Reinstatement Agreed Order issued to Respondent on April 25, 2019, by the Texas Board of Nursing, after Respondent's relicensure on April 23, 2020. Noncompliance is the result of Respondent's failure to comply with Section IV, "REMEDIAL EDUCATION COURSE(S)," Part B, of the Reinstatement Agreed Order which states, in pertinent part:

"...RESPONDENT SHALL successfully complete...within one (1) year of relicensure, ...a Board-approved course in physical assessment..."

12. On or about April 23, 2021, Respondent failed to comply with the Reinstatement Agreed Order issued to Respondent on April 25, 2019, by the Texas Board of Nursing, after Respondent's relicensure on April 23, 2020. Noncompliance is the result of Respondent's failure to comply with Section IV, "REMEDIAL EDUCATION COURSE(S)," Part C, of the Reinstatement Agreed Order which states, in pertinent part:

"...RESPONDENT SHALL successfully complete...within one (1) year of relicensure, ... The course 'Sharpening Critical Thinking Skills,'..."

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 Vocational Nurse License Number 207892, heretofore issued to EMELIA KWAGYIR AGGREY.
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 **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 Reinstatement Agreed Order of the Board issued to RESPONDENT on April 25, 2019, is still in effect in its entirety and RESPONDENT SHALL be responsible for completing the terms of that Order and any outstanding Remedial Education Courses required in the April 25, 2019, Reinstatement Agree Order must be completed within six (6) months from the effective date of this Agreed Order.

IV. MONETARY FINE

RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250.00) 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.

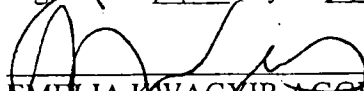
VI. RESTORATION OF UNENCUMBERED LICENSE(S)

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 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.

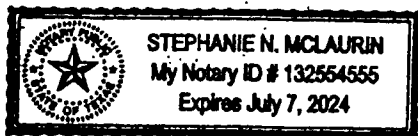
Signed this 17 day of November, 2021.



EMELIA KWAGYIR AGGREY, RESPONDENT

Sworn to and subscribed before me this 17 day of November, 2021.

SEAL



Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 17th day of November, 2021, by EMELIA KWAGYIR AGGREY, Vocational Nurse License Number 207892, and said Agreed Order is final.

Effective this 20th day of January, 2022.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § REINSTATEMENT
Vocational Nurse License Number 207892 § AGREED ORDER
issued to EMELIA KWAGYIR AGGREY §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the Petition for Reinstatement, hereinafter referred to as the Petition, of Vocational Nurse License Number 207892, held by EMELIA KWAGYIR AGGREY, hereinafter referred to as Petitioner.

Petitioner waived notice and hearing and agreed to the entry of this Reinstatement Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on January 25, 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 Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Petitioner waived notice and hearing, and agreed to the entry of this Reinstatement Agreed Order.
3. Petitioner received a Certificate in Vocational Nursing from American Career College, Los Angeles, California, on March 28, 2006. Petitioner was licensed to practice vocational nursing in the State of Texas on January 11, 2007.
4. Petitioner's nursing employment history includes

2007 - 2008	LVN	Dora's Paradise Houston, Texas
2008 - 2011	LVN	Laurel Court Alvin, Texas
2011 - 2012	LVN	Rosenberg Health & Rehabilitation Rosenberg, Texas

Petitioner's nursing employment history continued.

2013 -- 2014	LVN	West Oaks Health & Rehab Houston, Texas
2014 -- 2015	LVN	The Crescent Sugarland, Texas

5. On or about June 16, 2015, Petitioner's license to practice nursing in the State of Texas was Revoked through an Order of the Board. A copy of the June 16, 2015, Order is attached and incorporated herein by reference as part of this Reinstatement Agreed Order.
6. On or about December 18, 2018, Petitioner submitted a Petition for Reinstatement of License to practice nursing in the State of Texas.
7. Petitioner presented the following in support of said petition:
 - A. Letter of support dated June 13, 2018, from Linda Whitson CCA, Insurance and Support Services Supervisor, Getix Health, Houston, Texas. She states Petitioner has been employed with her organization since November of 2017. She is a very intelligent, kind and compassionate employee. She trained Petitioner and during her time she was very alert and had a positive attitude. Petitioner is now working to assist individuals to resolve their financial issues regarding medical debts and she is very patient and caring with the people she assists daily.
 - B. Letter of support dated October 18, 2018, from Dorothy Williams, Sr. Collections Lead, Getix Health, Houston, Texas. She states Petitioner is a very intelligent, dependable and compassionate employee. She is very honored to work with Petitioner as she continues to strive to grow as a member of their organization. She, along with so many others, is inspired by Petitioner's determination to excel and to obtain additional knowledge to be an asset to the organization.
 - C. Letter of support dated April 2, 2018, from Gloria Kisaka, RN BSN, Pearland, Texas. She states she has known Petitioner for five years. Petitioner worked as a treatment nurse at West Oaks and Rehab and was an excellent member of their nursing team. Petitioner shows compassion, respect and integrity to her patients. Moreover, Petitioner has critical thinking and communication skills, patient assessment skills and understanding disease management protocols. She has no doubt that Petitioner would be a valuable asset to a nursing team.
 - D. Letter of support from Matthew E. Odjadjare, LVN, Houston, Texas. He states that he has worked with Petitioner in various facilities of nursing, and has known her to be dedicated, pragmatic, and efficient in discharging her duties. He knows Petitioner to be a person of impeccable character, a team player, and a patient advocate. She thrives in a difficult work environment, and is able to multi-task. Petitioner has always been a reliable and dutiful ally. He prays the Board to favorably consider her reinstatement.

- E. Letter of support dated May 2, 2018, from Ceteka Holland-Perry. She states her mother had been diagnosed with severe MRSA, and had to be moved to a rehab hospital for six weeks. Her mother's condition was serious and they suspected she would not make it, but to her delight, Petitioner was her mother's wound care nurse. Petitioner was a miracle worker and an absolute joy to be around. As severe as her mother's leg was Petitioner healed it with her medicine to the point of not even seeing a sign of the MRSA within months. She and her family believe Petitioner extended their mother's life with her care. It is her personal opinion that Petitioner is one of the best and most qualified nurses she has known. Petitioner was so caring and became like family. Petitioner is truly an angel and a committed professional and she can attest to the dedication and caring she exhibits to her patients.
- F. Documentation of the required 20 contact hours of Continuing education.
8. The Executive Director considered evidence of Petitioner's past behavior in light of the factors set out in 22 TEX. ADMIN. CODE §213.27 and determined that Petitioner currently demonstrates the criteria required for relicensure.
9. Relicensure of Petitioner poses no direct threat to the health and safety of patients or the public provided Petitioner complies with the stipulations outlined in this Order.
10. The Executive Director's review of Petitioner's eligibility for relicensure has been made on the basis of Petitioner's disclosures.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. This reinstatement is made pursuant to Sections 301.453(c) and 301.467, Texas Occupations Code and 22 TEX. ADMIN. CODE §213.26.
3. The Board may relicense an individual upon evaluation of the factors in 22 TEX. ADMIN. CODE §213.27, and pursuant to 22 TEX. ADMIN. CODE §213.33, if the Board is satisfied that the individual is able to consistently conform her conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
4. This Order is conditioned upon the accuracy and completeness of Petitioner's disclosures. Any subsequently discovered discrepancies will result in investigation and possible disciplinary action, up to revocation of Petitioner's license(s).

TERMS OF ORDER

I. REINSTATEMENT OF LICENSURE AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that the petition of EMELIA KWAGYIR AGGREY for reinstatement of license to practice nursing in the State of Texas be **GRANTED** and Vocational Nurse License Number 207892 is/are hereby **REINSTATED** in accordance with the terms of this Order.

- A. PETITIONER SHALL pay all re-registration fees, if applicable, and PETITIONER'S licensure status in the State of Texas will be updated to reflect the applicable conditions outlined herein.
- B. This Order SHALL be applicable to PETITIONER'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. As a result of this Order, PETITIONER'S license(s) will be designated "single state" and PETITIONER 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, PETITIONER 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 Reinstatement Agreed Order.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, PETITIONER SHALL successfully complete the following remedial education course(s) within one (1) year of relicensure, 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 physical assessment** 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 physical assessment of all body systems. The clinical component SHALL include physical assessment of live patients in a clinical setting; Performing assessments on mock patients or mannequins WILL NOT be accepted. 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 PETITIONER to successfully complete both the didactic and clinical portions of the course.
- 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), PETITIONER 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. PETITIONER 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.*

IV. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, PETITIONER 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 eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) 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:** PETITIONER 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, PETITIONER 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:** PETITIONER 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. PETITIONER 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. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this order, PETITIONER SHALL be directly 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. Direct supervision requires another nurse, as applicable, to be working on the same unit as PETITIONER and immediately available to provide assistance and intervention. PETITIONER SHALL work only on regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- D. **Indirect Supervision:** For the remainder of the stipulation/probation period, PETITIONER 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 PETITIONER, 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 PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or

home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

- E. **Nursing Performance Evaluations:** PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER'S capability to practice nursing. These reports shall be completed by the individual who supervises the PETITIONER 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 eight (8) quarters [two (2) years] of employment as a nurse.

V. **RESTORATION OF UNENCUMBERED LICENSE(S)**

Upon full compliance with the terms of this Reinstatement Agreed Order, all encumbrances will be removed from PETITIONER'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, PETITIONER may be eligible for nurse licensure compact privileges, if any.

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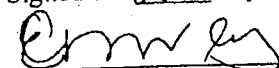
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PETITIONER'S CERTIFICATION

I understand this Order is conditioned upon the accuracy and completeness of my petition and disclosures. I further understand that subsequently discovered discrepancies in my petition and/or disclosures will result in investigation and possible disciplinary action, up to revocation of my license(s).

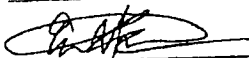
I have reviewed this Order. I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license(s) to practice nursing in the state of Texas. 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 REVOCATION of my license(s) and/or nurse licensure compact privileges, if any, to practice nursing in the State of Texas, as a consequence of my noncompliance.

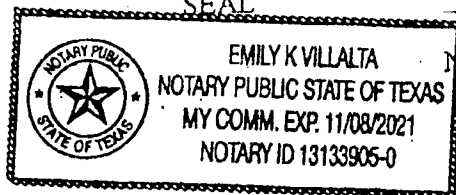
Signed this 26th day of March, 2019



EMELIA KWAGYIR AGGREY, Petitioner

Sworn to and subscribed before me this 26th day of March, 2019

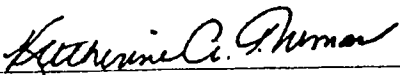




Notary Public in and for the State of TEXAS

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 26th day of March, 2019, by EMELIA KWAGYIR AGGREY, Vocational Nurse License Number 207892, and said Reinstatement Agreed Order is final.

Effective this 25th day of April, 2019.



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

IN THE MATTER OF PERMANENT
VOCATIONAL NURSE
LICENSE NUMBER 207892.
ISSUED TO EMELIA KWAGYIR AGGREY,
RESPONDENT

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

ORDER OF THE BOARD

TO: EMELIA KWAGYIR AGGREY
5505 SILVER CANYON LANE
ROSHARON, TEXAS 77583

During open meeting held in Austin, Texas, on June 16, 2015, 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.

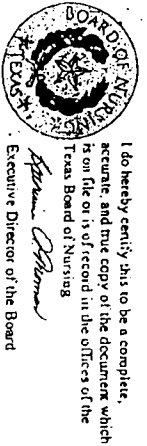
The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, 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 Vocational Nurse License Number 207892, previously issued to EMELIA KWAGYIR AGGREY, 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 16th day of June, 2015.

TEXAS BOARD OF NURSING

BY:



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

Attachment: Formal Charge filed April 2, 2015

d17r(2014.12.05)

Re: Permanent Vocational Nurse License Number 207892
Issued to EMELIA KWAGYIR AGGREY
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of June, 2015, 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

Emelia Kwagyir Aggrey
5505 Silver Canyon Lane
Rosharon, Texas 77583

Via USPS First Class Mail

Emelia Kwagyir Aggrey
5505 Silver Canyon Lane
Rosharon, Texas 77583

BY:



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

In the Matter of
Permanent Vocational Nurse
License Number 207892
Issued to EMELIA KWAGYIR AGGREY,
Respondent

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

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, EMELIA KWAGYIR AGGREY, is a Vocational Nurse holding License Number 207892, 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 July 9, 2014, through July 30, 2014, while employed as a Licensed Vocational Nurse/Treatment Nurse with West Oaks Rehabilitation and Healthcare, Houston, Texas, Respondent failed to complete weekly skin assessments for Patient A.S. as was expected. On July 30, 2014, a staff nurse discovered an old dressing on the patient's right great toe that had a foul odor, drainage, and sloughing. Respondent's conduct exposed the patient unnecessarily to a risk of harm from complications including infection and deprived the patient of timely medical interventions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B),(1)(C),(1)(D),(1)(M),(1)(O)&(2)(A), and 217.12(1)(A),(1)(B)&(4).

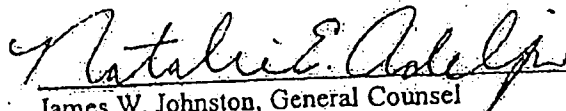
NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

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, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

Filed this 2nd day of April, 2015.

TEXAS BOARD OF NURSING



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

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Natalie E. Adelaja, Assistant General Counsel
State Bar No. 24064715

John R. Griffith, Assistant General Counsel
State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

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