TEXAS BOARD OF NURSING
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.
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse	§	AGREED
License Number 460128	§	
issued to GEORGETTE V. MCCURRY	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Bo considered the matter of GEORGETTE V. MCCURRY, Registered Nurse License Number 460128, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on September 29, 2010, by Katherine A. Thomas, MN, RN, Executive Director.

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 representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas.

4. Respondent received a Baccalaureate Degree in Nursing from the University of Illinois, Chicago, Illinois, on December 1, 1980. Respondent was licensed to practice professional nursing in the State of Texas on September 8, 1981.

5. Respondent's nursing employment history includes:

12/1980 - 5/1981	Unknown	
6/1981 - 10/1984	Staff Nurse	Spohn Hospital Corpus Christi, Texas

Respondent's nursing employment history continued:

10/1984 - 4/1987	Staff Nurse	United States Airforce, David Grant Medical Center Travis Airforce Base, California
5/1987 - 6/1987	Unknown	
7/1987 - 2/1989	Staff Nurse	Frolic & Associates Chicago, Illinois
2/1989 - 10/1990	Staff Nurse	Colombus Hospital Chicago, Illinois
10/1990 - 3/1994	Staff Nurse	Edgewater Medical Center Chicago, Illinios
1/1994 - 7/1995	Staff Nurse	Northwestern Memorial Hospital Chicago, Illinois
8/1995	Unknown	
9/1995	Staff Nurse	Trinity Medical Center Brenham, Texas
9/1995 - 6/1996	Staff Nurse	First American Home Care Brenham, Texas
2/1996 - 8/1996	Staff Nurse	AMA Home Care Brenham, Texas
9/1996 - 3/1997	Staff Nurse	Gambro Healthcare Brenham, Texas
2/1996 - 3/1998	Nurse Supervisor Director of Nursing	Kruse Memorial Lutheran Village Brenham, Texas
3/1998 - 5/1999	Field Nurse	Hospice Brazos Valley Brenham, Texas
8/1999 - 3/2009	Nurse Supervisor	Cypress Fairbanks Medical Center Houston, Texas

Respondent's nursing employment history continued:

4/2009	Unknown	
5/2009 - Present	Staff Nurse	Bellville General Hospital Bellville, Texas

6. At the time of the initial incident, Respondent was employed as a Nursing Supervisor with Cypress Fairbanks Medical Center, Houston, Texas, and had been in this position for nine (9) years and seven (7) months.

7. On or about March 1, 2009, while employed as a Nursing Supervisor with Cypress Fairbanks Medical Center, Houston, Texas, Respondent misappropriated Intravenous (IV) supplies from her employer for the purpose of starting an IV on a co-worker. Respondent's conduct was likely to defraud the facility and patients of cost of the IV fluids and supplies.

8. In response to the incident in Finding of Fact Number Seven (7), Respondent states she used an IV catheter and tubing from the floor stock to establish an IV site on her co-worker who had been complaining of being dehydrated and refused to go to the Emergency Room or to go home. Respondent states she was called to the floor when the co-worker was found sitting and crying in a patient's room and at that time Respondent intended to send the co-worker home but a physician was making rounds and told her to go ahead and establish the IV and give the fluids.

9. On or about March 1, 2009, while employed as a Nursing Supervisor with Cypress Fairbanks Medical Center, Houston, Texas, Respondent failed to take precautions to prevent a co-worker from misappropriating two (2) liters of IV fluid from the Pyxis medication dispensing system and charging the fluids to two (2) patients. Respondents conduct was likely to defraud the facility and patient's of the cost of the IV fluids.

10. In response to the incident in Finding of Fact Number Nine (9), Respondent states she hung one bag of IV fluid but she does not know where the co-worker got the bag of IV fluid and she was unaware the co-worker hung a second bag of IV fluid.

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 violations of Section 301.452(b)(10)&(13),

Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(A). and 22 TEX. ADMIN. CODE §217.12(1)(B)&(6)(G).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 460128, heretofore issued to GEORGETTE V. MCCURRY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION WITH A FINE, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq*., the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq*. and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is <u>not</u> being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to

be approved, the target audience shall include nurses. It 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. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order successfully complete 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 program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: http://ncsbn.hivelive.com/hives/a0f6f3e8a0/summary.*

(3) RESPONDENT SHALL pay a monetary fine in the amount of two-hundred fifty ($250.00)dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry 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.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall 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 Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, 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 when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 15 day of December, 2010.

Georgette V. McCurry

GEORGETTE V. MCCURRY, Respondent

Sworn to and subscribed before me this 15 day of December, 2010.

SEAL

Janet Daniel

Notary Public in and for the State of Texas

JANET LOU DANIEL
NOTARY PUBLIC STATE OF TEXAS
COMMISSION EXPIRES:
10-27-2012

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 15th day of December, 2010, by GEORGETTE V. MCCURRY, Registered Nurse License Number 460128, and said Order is final.

Effective this 17th day of December, 2010.

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