

BEFORE THE 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.
Katherine A. Thomas
Executive Director of the Board

In the Matter of Registered Nurse § AGREED
License Number 716510, issued to §
NELRICA RACHELLE KENDRICK § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the B considered the matter of NELRICA RACHELLE KENDRICK, Registered Nurse License Nu 716510, 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 November 23, 2007, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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.
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 Texas Christian University, Fort Worth, Texas, on May 12, 2005. Respondent was licensed to practice professional nursing in the State of Texas on June 14, 2005.
5. Respondent's professional nursing employment history includes:

04/05 - 11/06	GN/RN Staff Nurse	Harris Methodist Fort Worth Fort Worth, Texas
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Respondent's professional nursing employment history continued:

08/06 - 04/07	Faculty Associate/ Lab Assistant	Texas Christian University Fort Worth, Texas
05/07 - Present	Nursing Lab Administrator	Texas Woman's University Dallas, Texas
01/08 - 11/08	Staff Nurse	Kindred Hospital Fort Worth, Texas
11/08 - Present	Staff Nurse	Gulf State Long Term Acute Care Hospital, Dallas, Texas

6. At the time of the initial incident, Respondent was employed as a Staff Nurse with Harris Methodist Fort Worth, Fort Worth, Texas, and had been in this position for one (1) year and three (3) months.
7. On or about July 2006, while employed with Harris Methodist Fort Worth Hospital, Fort Worth, Texas, Respondent failed to document the nursing care she provided to Patients ML, FS, and SW, including but not limited to: input and output; vital signs; end of shift summary and goals; medications administered; vent settings; oral care; suctioning; and assessments. Respondent's conduct was likely to injure the patients in that subsequent care givers would not have the benefit of the documented information upon which to base their medical care.
8. On or about July 6, 2006 and July 14, 2006, while employed with Harris Methodist Fort Worth Hospital, Fort Worth, Texas, Respondent made false entries in the medical records for Patients JW and FS, in that she documented in the Medication Administration Record (MAR) the administration of medications that had not been withdrawn from the Pyxis Medication Dispensing System, as follows:

Date	Patient	Physician's Order	PYXIS Record	MAR
7/6/06	JW	Sotalol 40mg PO BID	Sotalol not withdrawn from Pyxis @ 2100	2100
7/6/06	same	Famotidine 20mg tab Q 12 hrs when tol meals	Pepcid not withdrawn from Pyxis @ 2100	2100
7/6/06	same	Diltiazem Inj. IV Drip 125mg Q S 125 ml DSW PRN	Cardizem 5mg bolus not withdrawn from Pyxis @ 0530	0530
7/8/06	FS	Reglan mg IV Q 8 hrs	Reglan not withdrawn from Pyxis @ 0600	0600
7/14/06	same	Protonix 40mg IV Q 12 hrs	Protonix not withdrawn from Pyxis @ 0600	0600
7/14/06	same	Reglan mg IV Q 8 hrs	Reglan not withdrawn from Pyxis @ 0200	0200
7/14/06	same	Solumedrol 30mg IVP Q 8 hrs X9	Solu Medrol not withdrawn from Pyxis @ 0500	0500

Respondent's conduct exposed the patients unnecessarily to a risk of harm in that it resulted in an inaccurate medical record and was likely to deceive subsequent care givers who relied on the accuracy of the information while providing care to the patient.

9. On or about July 6, 2006 and July 14, 2006, while employed with Harris Methodist Fort Worth Hospital, Fort Worth, Texas, Respondent withdrew medications from the Pyxis Medication Dispensing System for patients but failed to document or accurately document the administration of the medications in the patients' Medication Administration Records (MAR), as follows:

Date/Time	Patient	Physician's Order	PYXIS Record	MAR
7/6/06@2135	SW	Hydrocodone 5mg 1-2 tabs PO Q 4 hrs PRN, after extubation	1 Vicodin	Not documented
7/6/06@2136	same	Morphine 1-2mg IV Q 5 minutes PRN	Morphine 2mg	Not documented
7/6/06@0056	same	same above	1 Vicodin	Not documented
7/6/06@0514	same	Labetalol 10-20mg IV Q 20 mins. PRN SBP>170 torr or DBP >90 torr	Labetalol 20mg	Not documented
7/14/06@1948	FS	Versed 2-5mg IV/IM Q 4 hrs PRN	Versed 5mg	Not documented
7/14/06@0116	same	same	Versed 5mg	Not documented
7/14/08@0413	ML	Apresoline 50mg PO Q 8 hrs	Hydralazine 50mg withdrawn @ 0413	2200
7/14/06@0656	same	same	Hydralazine 50mg withdrawn @ 0656	0600
7/14/06@0413	same	Aldactone 50mg PO Q 8 hrs	Aldactone 50mg withdrawn @ 0413	2200
7/14/06@0413	same	Digoxin .25mg IV Q 8 hrs X3	Digoxin 25mg withdrawn @ 0413	2400
7/14/06@0413	same	Coreg 3.125mg PO BID, hold for SBP<90mm hg or HR< 55	Coreg 3.125mg withdrawn @ 0413	Not documented

Respondent's conduct above was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

10. On or about July 6, 2006 and July 14, 2006, while employed with Harris Methodist Fort Worth Hospital, Fort Worth, Texas, Respondent withdrew medications from the Pyxis Medication Dispensing System for patients but failed to follow the policy and procedure for the wastage, as follows:

Date/Time	Patient	Physician's Order	PYXIS Record	MAR
7/6/06@2135	SW	Hydrocodone 5mg 1-2 tabs PO Q 4 hrs PRN, after extubation	1 Vicodin, no wastage documented	No
7/6/06@2136	same	Morphine 1-2mg IV Q 5 minutes PRN	Morphine 2mg, no wastage documented	No
7/14/06@1948	FS	Versed 2-5mg IV/IM Q 4 hrs PRN	Versed 5mg, no wastage documented	No
7/14/06@0116	same	same	Versed 5mg, no wastage documented	No

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

11. In response to the Findings of Fact, Respondent states that at the time of the incidents she was counseled. She called the pharmacy to see if she could document the late entries but was not allowed to do so. She had stopped taking her Adderall because she could not afford it. She had always gotten good reviews from her employers. Respondent states that she is currently taking her Adderall as ordered. She states that no chemical dependency evaluation was done and they did not request a drug screen at the time of the incidents. Respondent also submitted two letters of recommendation.

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 of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(C)&(D) and 217.12(1)(A), (4),(6)(A),(10)(C)&(11)(B).
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 716510, heretofore issued to NELRICA RACHELLE KENDRICK, including revocation of Respondent's license to practice professional nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, 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 multistate licensure privilege, if any, to practice professional nursing in compact states.

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

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to NELRICA RACHELLE KENDRICK, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

(2) 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 not 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) contact 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>.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. 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. RESPONDENT SHALL successfully complete both the didactic and

clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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>.*

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: 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. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office 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>.*

(5) RESPONDENT SHALL pay a monetary fine in the amount of Five Hundred Dollars (\$500). 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, SHOULD RESPONDENT PRACTICE AS A REGISTERED NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. RESPONDENT MAY BE EMPLOYED WITH TEXAS WOMAN'S UNIVERSITY, DALLAS, TEXAS. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(6) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(7) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(8) For the duration of the stipulation period, **RESPONDENT** is allowed to continue her employment with **Texas Woman's University, Dallas, Texas, in addition to her employment with Gulf States Long Term Acute Care Hospital, Dallas, Texas.** While performing her duties as assigned by Texas Woman's University, Dallas, Texas, Respondent is not required to be supervised.

(9) For the duration of the stipulation period, **RESPONDENT SHALL** be supervised by a Registered 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 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. **RESPONDENT is exempt from this Stipulation for her employment with Texas Woman's University, Dallas, Texas, but not for her employment with Gulf States Long Term Acute Care Hospital, Dallas, Texas. Should RESPONDENT'S employment with Texas Woman's University cease, this Stipulation will have full force and effect.**

(10) **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 Registered Nurse who supervises the **RESPONDENT**. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances shall be removed from RESPONDENT'S license, and RESPONDENT SHALL will be eligible for multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

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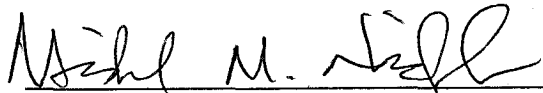
RESPONDENT'S CERTIFICATION

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 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 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 to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

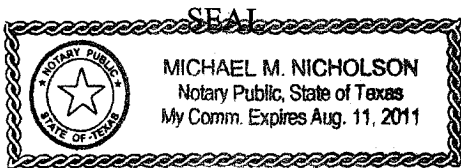
Signed this 21st day of April, 2009.


NELRICA RACHELLE KENDRICK, Respondent

Sworn to and subscribed before me this 21st day of April, 2009.




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 21st day of April, 2009, by NELRICA RACHELLE KENDRICK, Registered Nurse License Number 716510, and said Order is final.

Effective this 9th day of June, 2009.



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

