



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

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In the Matter of Registered Nurse § AGREED  
License Number 648711, issue to §  
BARBARA ANNETTE BAILEY (AHRENS) § ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Bo produced evidence indicating that BARBARA ANNETTE BAILEY (AHRENS), Registered Nurse License Number 648711, hereinafter referred to as Respondent, may have violated Section 301.452 (b)(10), Texas Occupations Code.

An informal conference was held on February 24, 2009, at the office of the Texas Board of Nursing, in accordance with Section 301.464, Texas Occupations Code.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; John F. Legris, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Noemi Leal, Supervising Investigator.

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, notice and hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Tarrant County Junior College, Fort Worth, Texas, in December 1997. Respondent was licensed to practice professional nursing in the State of Texas on February 17, 1998.

5. Respondent's nursing employment history includes:

01/98 - 10/01	GN/Staff Nurse Labor & Delivery	Baylor All Saints Hospital Fort Worth, Texas
06/01 - 04/02	Staff Nurse Labor & Delivery	Osteopathic Medical Center of Texas Fort Worth, Texas
05/02 - 06/03	Staff Nurse Labor & Delivery	Huguley Memorial Medical Center Fort Worth, Texas
06/03 - 09/03	Staff Nurse Pre-Op & OR	Bellaire Surgical Center Fort Worth, Texas
01/04 - 08/04	Nursing Supervisor	Colonial Manor Nursing Center Cleburne, Texas
08/04 - 03/05	Charge Nurse Hospice	Garden Terrace Alzheimer's Facility Fort Worth, Texas
03/05 - 02/06	Staff Nurse	Kindred Acute Care Hospital Fort Worth, Texas
03/06 - 09/06	Charge Nurse	Healthsouth Rehab Hospital of Arlington Arlington, Texas
01/07 - 12/07	Director of Nursing	HCA Manor Care Arlington, Texas
11/07 - 02/08	Nursing Manager	Crowley Nursing and Rehabilitation Crowley, Texas
05/08 - 07/08	Staff Nurse	Seena Medical Center Burleson, Texas
07/08 - 09/08	Staff Nurse	Hendrick Hospital Abilene, Texas
10/08 - Present	not employed in nursing	

6. At the time of the initial incident, Respondent was employed as a Staff Nurse with Kindred Hospital, Fort Worth, Texas, and had been in this position for eleven (11) months.

7. On or about October 24, 2005, while employed with Kindred Acute Care Hospital, Fort Worth, Texas, Respondent inadvertently placed two (2) blank prescriptions belonging to the hospital in her pocket and took them home. The prescriptions were later utilized by her daughter (CS) to submit two (2) forged notes to Midlothian High School, Midlothian, Texas, to excuse her absences. Respondent met with school staff and falsely admitted responsibility for the forged notes. Respondent's conduct was likely to deceive the hospital and the school regarding the authenticity of the excuses and could have affected the school's decision to accept the notes and grant the student excused absences.
8. Respondent states that in October 2005 she obtained four (4) prescription papers for a physician to write discharge prescriptions for a patient. The prescription pads are kept in a locked box. The physician used two and she put the other two in her lab jacket, forgot they were there, and took them home. Her fifteen (15) year old daughter found the scripts and wrote notes to excuse herself from school. Her daughter did not want to get detention, which is why she falsified the scripts. Respondent states that she decided she would take the blame at the school to avoid her daughter getting in trouble for writing the notes, so when she met with the counselor she stated that she had written the scripts. She was terminated from employment after the school contacted her employer and notified them that she had admitted to forging the scripts.

#### 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), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(G)&(6)(H).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 648711, heretofore issued to BARBARA ANNETTE BAILEY (AHRENS), including revocation of Respondent's license to practice professional nursing in the State of Texas.

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ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanctions of REMEDIAL EDUCATION AND A FINE, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, 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 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 BARBARA ANNETTE BAILEY (AHRENS) to the office of the Texas Board of Nursing within ten (10) days of 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 pay a monetary fine in the amount of Two Hundred Fifty Dollars (\$250). 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 and RESPONDENT shall be eligible for multistate licensure privileges, if any, to practice nursing in the State of Texas.

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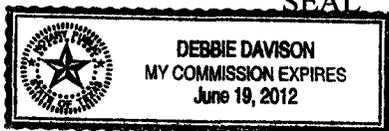
RESPONDENT'S CERTIFICATION

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

Signed this 23 day of March, 2009.

Barbara Annette Bailey Ahrens  
BARBARA ANNETTE BAILEY (AHRENS), RESPONDENT

Sworn to and subscribed before me this 23rd day of March, 2009.



Debbie Davison  
Notary Public in and for the State of Texas

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 23<sup>rd</sup> day of March, 2009, by BARBARA ANNETTE BAILEY (AHRENS), Registered License Number 648711, and said Order is final.



Effective this 2<sup>nd</sup> day of April, 2009.

A handwritten signature in cursive script, appearing to read 'Katherine A. Thomas', is written over a horizontal line.

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