



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.
Patricia P. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse License Number 39083 § AGREED
issued to SHARON KAY HENDRICKS § ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 39083, issued to SHARON KAY HENDRICKS, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal conference and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to 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 agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Memorial Hospital School of Vocational Nursing, Borger, Texas, on October 9, 1967. Respondent was licensed to practice vocational nursing in the State of Texas on March 23, 1968.
5. Respondent's complete vocational nursing employment history includes:

10/67 - 11/69	LVN	Memorial Hospital Dumas, Texas
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11/69 - 7/07

LVN

Baptist St. Anthony's Health System
Amarillo, Texas

7/07 - Present

Unknown

6. At the time of the initial incident, Respondent was employed as a Licensed Vocational Nurse with Baptist St. Anthony's Health System, Amarillo, Texas, and had been in this position for approximately thirty-eight (38) years and seven (7) months.
7. On or about June 28, 2008 at approximately 23:32 and June 29, 2008 at approximately 08:04, while employed as a Licensed Vocational Nurse with Baptist St. Anthony's Health System, Amarillo, Texas, Respondent withdrew Fentanyl from the Medication Dispensing System (Pyxis) for Patient Medical Record No. 533572 in excess frequency/dosage of the physician's orders. Respondent's conduct was likely to injure the patient in that the administration of Fentanyl in excess frequency/dosage of the physician's order could result in the patient suffering from respiratory depression, and is in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
8. On or about June 28, 2008 at 23:43 and June 29, 2008 at 8:18, while employed as a Licensed Vocational Nurse with Baptist St. Anthony's Health System, Amarillo, Texas, Respondent administered Fentanyl 250mcg IV to Patient Medical Record Number 533572 in excess frequency/dosage of the physician's order. Additionally, Respondent incorrectly documented in the Medication Administration Records for the patient that she administered Fentanyl 25mcg to the patient each time. Respondent's conduct was likely to injure the patient in that the administration of Fentanyl in excess frequency/dosage of the physician's order could result in the patient suffering from respiratory depression, and is in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
9. On or about June 28, 2008 and June 29, 2008, while employed as a Licensed Vocational Nurse with Baptist St. Anthony's Health System, Amarillo, Texas, Respondent withdrew Fentanyl from the Medication Dispensing System (Pyxis) for Patient Medical Record Number 533572, but failed to follow the facility's policy and procedures for the wastage of any of the unused portions of the medications, as follows:

Date	Patient MR#	Physician's Order	Medication Dispensing System (Acudose) Record Time and Quantity	Medication Administration Record	Nurse's Notes	Wastage
06-28-08	533572	Fentanyl 25-50mcg IV q1h prn	Fentanyl 100mcg/ml Ampul 23:23 (3)	Fentanyl 25mg (Note: Actual amt. administered was 250mcg)	Not Documented	No waste witnessed (50mcg should have been wasted)
06-29-08	533572	Fentanyl 25-50mcg IV q1h prn	Fentanyl 100mcg/ml Ampul 08:00 (1) 08:04 (2)	Fentanyl 25mg (Note: Actual amt administered was 250mcg)	Not Documented	50mcg at 08:32 (Delayed Documentation)

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 Substance Act).

10. On or about June 28, 2008 and June 29, 2008, while employed as a Licensed Vocational Nurse with Baptist St. Anthony's Health System, Amarillo, Texas, Respondent exceeded her scope of practice as a Licensed Vocational Nurse, in that she administered Fentanyl intravenous (IV) push to Patient Medical Record Number 533572. Respondent's conduct may have unnecessarily exposed the patient to a risk of harm.
11. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license to practice nursing in the State of Texas.

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, 22 TEX. ADMIN. CODE §217.11(1)(B)&(D), and 22 TEX. ADMIN. CODE §217.12(1)(B),(3),(4),&(10)(C).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 39083, heretofore issued to SHARON KAY HENDRICKS, including revocation of Respondent's license to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Vocational License Number 39083, heretofore issued to SHARON KAY HENDRICKS, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing.

In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to SHARON KAY HENDRICKS, to the office of the Texas Board of Nursing.
2. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
4. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

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 becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 8 day of December, 2008.

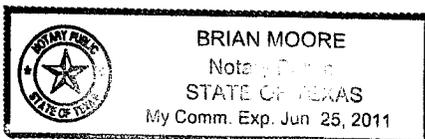
Sharon Kay Hendricks
SHARON KAY HENDRICKS, Respondent

Sworn to and subscribed before me this 8 day of December, 2008.

SEAL

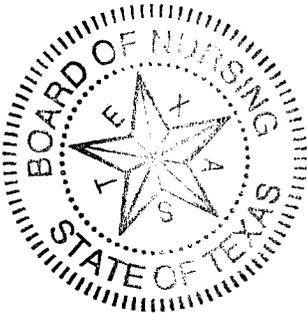
Brian Moore

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 accept the voluntary surrender of Vocational Nurse License Number 39083, previously issued to SHARON KAY HENDRICKS.

Effective this 16th day of December, 2008.




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